

FEDERAL REGISTER

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Washington, Saturday, September 5, 1942

The President

EXECUTIVE ORDER 9237

AUTHORIZING THE APPOINTMENT OF CERTAIN EMPLOYEES IN THE POSTAL SERVICE WITHOUT REGARD TO THE CIVIL SERVICE RULES

By virtue of the authority vested in me by paragraph Eight, subdivision SECOND, section 2 of the Civil Service Act (22 Stat. 403, 404), it is hereby ordered that temporary clerks, carriers, and laborers required for part-time or intermittent work in the Postal Service in connection with the holiday or seasonal business from November 15, 1942, to January 15, 1943, may be appointed without compliance with the requirements of the Civil Service Rules.

This order is recommended by the Postmaster General.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
September 3, 1942.

[F. R. Doc. 42-8754; Filed, September 4, 1942;
10:17 a. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

PART 320—THE MEXICAN BORDER REGULATIONS

INSPECTION OF VEHICLES

Introductory Note

Authority to inspect and apply safeguards to railway cars, vehicles, and various materials entering this country from Mexico has been granted by Congress on an annual basis since 1917 and regulations covering these activities have likewise been in force since that date. With the enactment of the Mexican Border Act, approved January 31, 1942, it

has become necessary to revise the existing regulations so as to bring them under the authority of the new act, and into accord with its terms. The revision thus accomplished follows closely in scope and procedure the previous regulations, care being taken to avoid encroachment on the field covered by the Plant Quarantine Act.

Order of the Secretary of Agriculture

By virtue of the authority vested in the Secretary of Agriculture by the act, approved January 31, 1942, entitled, "To provide for regulating, inspecting, cleaning, and, when necessary, disinfecting railway cars, other vehicles, and other materials entering the United States from Mexico" (Public Law 426, 77th Congress), I, Grover B. Hill, Acting Secretary of Agriculture, do prescribe and promulgate the following regulations to be in force and effect on September 8, 1942.

- Sec.
- 320.1 Administration.
 - 320.2 Regulated vehicles, articles and materials.
 - 320.3 Definitions.
 - 320.4 Inspection.
 - 320.5 Railway cars.
 - 320.6 Vehicles, articles, and materials other than railway cars and unregulated boats.
 - 320.7 Responsibility for opening and cleaning.
 - 320.8 Responsibility for disinfection.
 - 320.9 Fees for disinfection in government-owned facilities.

AUTHORITY: §§ 320.1 to 320.9, inclusive, issued under the act approved January 31, 1942, entitled "To provide for regulating, inspecting, cleaning, and, when necessary, disinfecting railway cars, other vehicles, and other materials entering the United States from Mexico," (Public Law 426, 77th Congress).

§ 320.1 *Administration.* The Chief of the Bureau of Entomology and Plant Quarantine is charge with the administration of the provisions of this Act and the regulations in this part concurrently with the Plant Quarantine Act and the quarantines and orders issued thereunder.

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§ 320.2 *Regulated vehicles, articles, and materials.*¹ To carry out the purpose of the aforesaid Act to prevent the introduction of insect pests and plant diseases these regulations shall apply to railway cars, boats crossing the Rio Grande, aircraft, drawn or self-propelled vehicles (such as wagons, carts, trucks, automobiles), freight, baggage, containers, and articles or materials which may be contaminated with insect pests or plant diseases. These regulations, however, shall not apply to railway cars, other vehicles, and other materials originating in and moving directly from the Northern Territory of Baja California, Mexico.

§ 320.3 *Definitions.* For the purpose of these regulations the following words, names, and terms shall be construed, respectively, to mean:

(a) "Inspector" means an inspector of the Bureau of Entomology and Plant Quarantine, United States Department of Agriculture.

(b) "Owner or agent" includes both the singular and the plural and denotes the person, agent, firm, company, or official, having responsible custody of railway cars, vehicles, or other materials subject to these regulations.

(c) "Disinfection" includes any treatment or process designed to destroy insect pests or plant disease organisms.

(d) "Railway cars" includes all types of cars commonly employed in the transportation of freight, such as box, flat, tank, refrigerator, gondola, stock, etc.

(e) "Cleaning" means the removal, to the satisfaction of the inspector, of matter, other than the cargo and articles being moved, which may carry insect pests or plant diseases from railway cars, other vehicles, freight, express, baggage, and other materials.

(f) "Other vehicles" includes means of conveyance other than railway cars, such as aircraft, boats, automobiles, trailers, trucks, wagons, and carts, etc.

(g) "Other materials" includes all commodities, articles, and materials which may be the means of introducing insect pests or plant diseases into the United States.

§ 320.4 *Inspection.* As a condition of entry into the United States from Mexico all articles and materials under these regulations (§ 320.2) shall be subject to examination by an inspector for the purpose of determining whether they may enter the United States without risk of introducing insect pests and plant diseases.

§ 320.5 *Railway cars.* When the inspector has determined by examination that railway cars may enter the United States without risk of introducing insect pests and plant diseases into the United States, he shall, insofar as these regulations may govern, permit their entry. If the examination discloses that any

¹The entry of certain plants and plant products is regulated or prohibited by quarantines and regulations promulgated under the Plant Quarantine Act as amended.

car is contaminated and would involve risk of introducing insect pests or plant diseases into the United States, he shall prescribe, as condition of entry, cleaning, transfer of cargo, or disinfection, or all three. When cleaning alone has been prescribed and done to the satisfaction of the inspector he shall permit the entry of the cleaned cars, insofar as these regulations may govern entry. When disinfection is prescribed the entry of the cars shall be conditioned on their being fumigated, under the supervision of the inspector, either in a government-owned fumigation house or otherwise in a place and by methods prescribed by the inspector. Immediately upon entry of railway cars for fumigation they shall be moved by the owner or agent having charge of same directly to the government-owned fumigation plant or "spotted" at an approved place and before placing the cars in the fumigation chambers or "spotting" them for fumigating the railroad company servicing the cars shall cause the car doors to be opened and subsequent to fumigation it shall be the responsibility of the railroad company to remove the cars from the fumigation plant or place where they have been "spotted" and to close the car doors when the occasion requires. When the prescribed fumigation has been accomplished in manner required by the Chief of the Bureau of Entomology and Plant Quarantine, the inspector shall permit entry into the United States insofar as these regulations may govern. The inspector may authorize temporary entry of railway cars under conditions to be prescribed by him for unloading or loading in railroad yards at the port of entry or for in-transit movement from and to Mexico.

§ 320.6 *Vehicles, articles, and materials, other than railway cars and unregulated boats.* When the inspector has determined by examination that vehicles, other than railway cars and unregulated boats, or any of the various articles and materials covered by these regulations may enter the United States without risk of introducing insect pests or plant diseases, he shall permit their entry insofar as these regulations may govern. If the examination by the inspector discloses such regulated vehicles, articles, or materials are contaminated and would involve risk of introducing insect pests or plant diseases into the United States, he shall prescribe, as a condition of entry, cleaning, transfer of cargo, or disinfection, or any or all of these. The cleaning, transfer of cargo and disinfection shall be carried out under his supervision and to his satisfaction and until it has been so accomplished, entry into the United States shall be refused.

§ 320.7 *Responsibility for opening and cleaning.* The owner or agent in charge of railway cars, other vehicles, and freight, express, baggage, articles, or other materials shall open these for inspection as required by the inspector and provide reasonable access to every part thereof, and when cleaning is prescribed

by the inspector as a condition of entry, shall so open, and clean, and do any and all things reasonably pertaining thereto as required by the inspector. All costs incident to entry, opening, and cleaning, except for the services of the inspector, shall be paid by the owner or agent in charge.

§ 320.8 *Responsibility for disinfection.* When disinfection involves fumigation the inspector will apply the fumigant whether in the houses erected for the purpose or in the cars themselves. If, in the judgment of the inspector, fumigation will not provide adequate safeguards against the introduction of insect pests and plant diseases, he may prescribe another type of disinfection which shall be applied by the owner or agent under the supervision of the inspector. Costs incident to such disinfection, other than the services of the inspector, shall be borne by the owner or his agent, or paid for as prescribed elsewhere in these regulations.

§ 320.9 *Fees for disinfection in government-owned facilities.* Prior to entry of railway cars or other vehicles requiring fumigation in government-owned facilities as a condition of entry, the owner or agent in charge shall buy fumigation coupons from the inspector in charge at the port of entry. The price fixed for these coupons shall represent as nearly as may be, the average cost of materials, facilities, and special labor used by the Bureau of Entomology and Plant Quarantine in performing such fumigation. On the basis of the average cost for such fumigation over a period of years the inspector in charge shall, until further notice, collect a fee of \$4.00 for each coupon sold. Payments for coupons, if practicable, shall be in the form of postal money orders, or bank drafts or certified checks drawn on United States banks, drawn to the credit of the Treasurer of the United States. Payments in United States currency will be accepted if tendered. All fees so collected by the inspector shall be promptly turned into the Treasury of the United States as miscellaneous receipts in accordance with the practices approved by the Secretary of Agriculture.

These regulations shall supersede the Rules and Regulations Prohibiting the Movement of Cotton and Cottonseed from Mexico into the United States and Governing the Entry into the United States of Railway Cars and Other Vehicles, Freight, Express, Baggage, or Other Materials from Mexico at Border Points, effective July 1, 1917, as amended January 29, 1920 (7 CFR §§ 320.1 to 320.6; 39 Stat. 1164) and may be referred to as "The Mexican Border Regulations."

Done at the City of Washington this 3d day of September 1942.

Witness my hand and the seal of the United States Department of Agriculture.

[SEAL] GROVER B. HILL,
Acting Secretary of Agriculture.

[F. R. Doc. 42-8783; Filed, September 4, 1942; 11:14 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

[General Order C-1, Supplement 14]

PART 110—PRIMARY INSPECTION AND DETENTION

DESIGNATION OF PORT HUENEME, CALIFORNIA, AND PHILADELPHIA, PENNSYLVANIA, AS PORTS OF ENTRY FOR ALIENS

AUGUST 31, 1942.

Pursuant to the authority contained in section 23 of the Act of February 5, 1917 (39 Stat. 892; 8 U.S.C. 102); section 24 of the Act of May 26, 1924 (43 Stat. 166; 8 U.S.C. 222); section 1 of Reorganization Plan No. V (5 F.R. 2223); section 37 (a) of the Act of June 28, 1940 (54 Stat. 675; 8 U.S.C. 458) and § 90.1, Title 8, Chapter I, Code of Federal Regulations (7 F.R. 6753), Port Hueneme, California, and Philadelphia, Pennsylvania, are hereby designated as ports of entry for aliens entering the United States.

Section 110.1, Title 8, Chapter I, Code of Federal Regulations (Rule 3, Subd. A, Par. 1 of the Immigration Rules and Regulations of January 1, 1930, Edition of December 31, 1936) is amended by inserting Port Hueneme, California, between Los Angeles, California, and San Diego, California, in the list of ports of entry for aliens in District No. 20.

The said § 110.1 is further amended by deleting Gloucester City, N. J., now shown as a port of entry in District No. 4 of the Immigration and Naturalization Service, and substituting in lieu thereof the following:

Philadelphia, Pa. (The port of Philadelphia includes, among others, the port facilities at Trenton, Camden, Gloucester City, Paulsboro, Gibbstown, and Deepwater Point, N. J.; Chester and Marcus Hook, Pa., and Wilmington, Del.)

EARL G. HARRISON,
Commissioner.

Approved:

FRANCIS BIDDLE,
Attorney General.

[F. R. Doc. 42-8786; Filed, September 3, 1942; 1:25 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 3262]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

MORETRENCH CORPORATION

§ 3.6 (a) 10) *Advertising falsely or misleadingly—Comparative data or merits:* § 3.6 (b) *Advertising falsely or misleadingly—Competitors and their products—Competitors' products:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product:* § 3.48 (b) *Disparaging competitors and their products—Goods—Performance.* In con-

nection with offer, etc., in interstate commerce or in the District of Columbia, of wellpoints and wellpoint systems, (1) misrepresenting the amount of unobstructed water-passing screen area of a competitive wellpoint, either directly or by comparison with its own wellpoint; (2) representing that wellpoints manufactured by its competitors have only a limited use as jetting points, or back waste the jetting water, or are otherwise inefficient or difficult to jet because equipped with only one valve; (3) representing that one of its wellpoints is equal or superior to five of any other well points; (4) representing that its wellpoints never clog up; and (5) representing that contractors all over the world testify that operating costs of its wellpoint system are always 50 percent or any other constant percentage lower than operating costs of competitive wellpoint systems; prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Modified cease and desist order, Moretrench Corporation, Docket 3262, August 25, 1942]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th of August, A. D. 1942.

This proceeding coming on for further hearing before the Federal Trade Commission and it appearing that on February 6, 1939 the Commission made its findings as to the facts herein and concluded therefrom that the respondent had violated certain provisions of the Federal Trade Commission Act and thereupon issued and caused to be served on the respondent its order requiring respondent to cease and desist from such violations; and it further appearing that on April 6, 1939, the respondent filed with the United States Circuit Court of Appeals for the Second Circuit its petition to review and set aside said order to cease and desist, and that on May 4, 1942, the United States Circuit Court of Appeals for the Second Circuit rendered its opinion and on May 21, 1942 issued its decree modifying the aforesaid order of the Commission in certain particulars and affirming said order as so modified:

Now therefore, pursuant to the provisions of subsection (i) of section 5 of the Federal Trade Commission Act, the Commission issues this, its modified order to cease and desist in conformity with said decree:

It is ordered, That the respondent, Moretrench Corporation, its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of wellpoints and wellpoint systems in interstate commerce or in the District of Columbia, do forthwith cease and desist from:

1. Misrepresenting the amount of unobstructed water-passing screen area of a competitive wellpoint, either directly or by comparison with its own wellpoint;

2. Representing that wellpoints manufactured by its competitors have only a limited use as jetting points, or back waste the jetting water, or are otherwise inefficient or difficult to jet because equipped with only one valve;

3. Representing that one of its wellpoints is equal or superior to five of any other wellpoints;

4. Representing that its wellpoints never clog up;

5. Representing that contractors all over the world testify that operating costs of its wellpoint system are always 50 percent or any other constant percentage lower than operating costs of competitive wellpoint systems.

It is further ordered, That the respondent shall, within thirty (30) days after the service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-8778; Filed, September 4, 1942;
11:00 a. m.]

[Docket No. 4731]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

GIROUX COMPANY, INC.

§ 3.66 (k) *Misbranding or mislabeling—Source or origin—Maker*: § 3.87 (c) *Simulating competitor or his or other's product—Name, containers or dress of competitor's or other's product*. In connection with offer, etc., of "Worcestershire Sauce", whether sold under that name or any other name, and among other things, as in order specified, using wrappers, containers, or labels which simulate the wrappers, containers, or labels used by Lea & Perrins, Inc., in marketing its Worcestershire Sauce, or otherwise representing that respondent's product is Worcestershire Sauce manufactured and distributed by Lea & Perrins, Inc.; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Giroux Company, Inc., Docket 4731, September 1, 1942]

§ 3.66 (k) *Misbranding or mislabeling—Source or origin—Place—Domestic product as imported*: § 3.96 (a) *Using misleading name—Goods—Place—Domestic product as imported*. In connection with offer, etc., of "Worcestershire Sauce", whether sold under that name or any other name, and among other things, as in order specified, using the words "English Pride" and "Old English Brand", or any other words which indicate English origin, to designate, describe, or refer to Worcestershire Sauce which is not made in England; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Giroux Company, Inc., Docket 4731, September 1, 1942]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of September, A. D. 1942.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondent, and a stipulation as to

the facts entered into by the respondent herein and Richard P. Whiteley, Assistant Chief Counsel for the Commission, which provides, among other things, that without further evidence or other intervening procedure the Commission may issue and serve upon the respondent herein findings as to the facts and conclusion based thereon and an order disposing of the proceeding, and the Commission having made its findings as to the facts and conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent Giroux Company, Inc., a corporation, and its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of Worcestershire Sauce, whether sold under that name or any other name, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using wrappers, containers, or labels which simulate the wrappers, containers, or labels used by Lea & Perrins, Inc., in marketing its Worcestershire Sauce, or otherwise representing that respondent's product is Worcestershire Sauce manufactured and distributed by Lea & Perrins, Inc.

2. Using the words "English Pride" and "Old English Brand", or any other words which indicate English origin, to designate, describe, or refer to Worcestershire Sauce which is not made in England.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-8779; Filed, September 4, 1942;
11:00 a. m.]

[Docket No. 3709]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

TEETERBACE COMPANY OF COLORADO

§ 3.99 (b) *Using or selling lottery devices—In merchandising*. In connection with offer, etc., in commerce, of electric irons, electric toasters, cameras, electric fans, hot plates, electric mixers, and children's chairs and jumper seats, or any other merchandise, (1) supplying, etc., agents, distributors, or members of the public, with pull cards or other devices which are to be used, or may be used, in the sale or distribution of respondent's merchandise or any merchandise to the public by means of a game of chance, gift enterprise, or lottery scheme; and (2) selling, etc., any merchandise by means of a game of chance, gift enterprise, or lottery scheme; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Teeterbace Company of Colorado, Docket 3709, August 31, 1942]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 31st day of August, A. D. 1942.

In the Matter of Kersh A. Smith, Individually and Trading as Teeterbabe Company of Colorado

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondent, testimony and other evidence in support of and in opposition to the allegations of the complaint taken before trial examiners of the Commission theretofore duly designated by it, report of the trial examiners upon the evidence, and brief in support of the complaint (no brief having been filed by respondent and oral argument not having been requested), and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondent, Kersh A. Smith, individually and trading as Teeterbabe Company of Colorado, or trading under any other name, and his agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of electric irons, electric toasters, cameras, electric fans, hot plates, electric mixers, and children's chairs and jumper seats, or any other merchandise, do forthwith cease and desist from:

1. Supplying to or placing in the hands of agents, distributors, or members of the public, pull cards or other devices which are to be used, or may be used, in the sale or distribution of respondent's merchandise or any merchandise to the public by means of a game of chance, gift enterprise, or lottery scheme.

2. Selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise, or lottery scheme.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-8777; Filed, September 4, 1942;
10:59 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

[T. D. 5169]

PART 173—DISPOSITION OF SUBSTANCES USED IN THE MANUFACTURE OF DISTILLED SPIRITS

DEFINITION OF SUBSTANCE

Pursuant to section 2811 of the Internal Revenue Code (U.S.C., title 26, sec.

2811), Article I (c) of Regulations 17 (§ 173.1 (c), title 26, Code of Federal Regulations) is amended to read as follows:

§ 173.1 Definitions. * * *

(c) "Substance" shall mean and include, but not by way of limitation, any of the following which are used in the manufacture of distilled spirits: Any grade or type of sugar, syrup or molasses derived from sugar cane, sugar beets, corn, sorghum or any other source; starch; potatoes; grain, or corn meal, corn chops, cracked corn, rye chops, middlings, shorts, bran, or any other grain derivative; malt, malt sugar, or malt syrup; oak chips, charred or not charred; yeast; cider; honey; fruits; grapes; berries; fruit, grape or berry juices or concentrates; wine; caramel; burnt sugar; gin flavor; Chinese bean cake or Chinese wine cake; urea, ammonium phosphate, ammonium carbonate, ammonium sulphate, or any other yeast food; or any other fermentable material of the character used in the manufacture of distilled spirits, or any chemical or other material suitable for promoting or accelerating fermentation; or any combination of such materials or chemicals.

[SEAL] GUY T. HELVERING,
Commissioner of Internal Revenue.

Approved: September 2, 1942.

JOHN L. SULLIVAN,
Acting Secretary of the Treasury.

[F. R. Doc. 42-8742; Filed, September 3, 1942;
3:36 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[No. 118]

REGISTRANT'S AFFIDAVIT, FAMILY STATUS AND DEPENDENTS

ORDER PRESCRIBING FORM

By virtue of the Selective Training and Service Act of 1940 (54 Stat. 885) and the authority vested in me by the rules and regulations prescribed by the President thereunder and more particularly the provisions of § 605.51 of the Selective Service Regulations, I hereby prescribe the following change in DSS forms:

Addition of a new form designated as DSS Form 41, entitled "Registrant's Affidavit, Family Status and Dependents," effective immediately upon the filing hereof with the Division of the Federal Register.

The foregoing addition shall become a part of the Selective Service Regulations effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

AUGUST 1, 1942.

[F. R. Doc. 42-8734; Filed, September 3, 1942;
1:05 p. m.]

¹ Filed as part of the original document.

[No. 119]

TRANSMITTAL SHEET FOR SAMPLE OF DSS FORMS 311

ORDER PRESCRIBING FORM

By virtue of the Selective Training and Service Act of 1940 (54 Stat. 885), and the authority vested in me by the rules and regulations prescribed by the President thereunder and more particularly the provisions of § 605.51 of the Selective Service Regulations, I hereby prescribe the following change in DSS forms:

Addition of a new form designated as DSS Form 312-A, entitled "Transmittal Sheet for Sample of DSS Forms 311," effective immediately upon the filing hereof with the Division of the Federal Register.

The foregoing addition shall, effective immediately upon the filing hereof with the Division of the Federal Register, become a part of the Selective Service Regulations.

LEWIS B. HERSHEY,
Director.

AUGUST 20, 1942.

[F. R. Doc. 42-8735; Filed, September 3, 1942;
1:05 p. m.]

Chapter VIII—Board of Economic Warfare

Subchapter B—Export Control

[Amendment No. XXXIII]

PART 804—INDIVIDUAL LICENSES

CERTIFICATES OF NECESSITY

Section 804.8 (b) is amended in the following particulars:

1. The first paragraph is amended to read as follows:

§ 804.8 *Certificates of necessity.*¹

(b) Applications for licenses to export to the countries listed in paragraph (a) of this section commodities which have been allocated for export will not be considered unless accompanied by a certificate of necessity or unless (1) there appears on the license application a statement setting forth reasons why a certificate of necessity was not secured, sufficient to justify the waiving of this requirement or (2) the application is in connection with a project or a mine, oil or smelting serial case;

2. The list of commodities that have been placed under allocations, set out immediately following the first paragraph, is amended to include the following:

Commodity	Department of Commerce Schedule B No.
Rubber and Rubber Manufactures	2001F, 2011, 2012.05, 2012.98, 2014, 2016, 2017, 2031, 2032, 2034, 2036, 2037, 2038, 2039, 2040, 2042, 2043, 2045, 2046, 2047, 2048, 2049, 2053, 2054, 2058, 2059, 2060, 2062, 2063, 2064, 2056, 2067, 2069.05, 2069.98, 2064, 2085, 2086, 2087, 2088, 2093, 2094, 2095.1, 2095.2, 2098, 2099.3, 2099.9.

(Sec. 6, 54 Stat. 714, Public Law 75, 77th Cong.; Public Law 638, 77th Cong.; Order

¹ 7 F.R. 5010, 5591, 5937, 6418.

No. 3, Delegations of Authority Nos. 25 and 26, 7 F.R. 4951.)

F. R. KERR,
Colonel, Infantry, Chief, Export
Control Branch, Office of Exports.

AUGUST 27, 1942.

[F. R. Doc. 42-8788; Filed, September, 4, 1942;
11:24 a. m.]

Chapter IX—War Production Board

PART 1010—SUSPENSION ORDERS

[Suspension Order S-76]

PRODUCTION FOUNDRY COMPANY

Production Foundry Company of Oakland, California, is an unincorporated aluminum foundry owned and operated by Leon Cameto. Between February 1 and April 23, 1942, the company made deliveries of approximately 11,929 pounds of aluminum to various customers although such shipments had been specifically disapproved on the PD-26a Form filed by the company. The shipment of 9577 pounds of this amount was due to a justifiable misunderstanding on the part of the company but shipment of the remaining 2753 pounds was made in wilful violation of Supplementary Orders M-1-a and M-1-f.¹ Between February 1 and April 23, 1942, the company also made deliveries of approximately 26,700 pounds of aluminum which had not been listed for approval on Form PD-26a and which had not been authorized for shipment by the Director of Industry Operations. Such shipments were made in wilful violation of Supplementary Orders M-1-a and M-1-f.

These violations of Supplementary Orders M-1-a and M-1-f have impeded and hampered the war effort of the United States by diverting aluminum to uses unauthorized by the War Production Board. In view of the foregoing: *It is hereby ordered, That:*

§ 1010.76 *Suspension Order S-76.* (a) Leon Cameto, individually or doing business as Production Foundry Company, his successors and assigns, shall accept no deliveries from any source of primary aluminum, secondary aluminum, aluminum scrap or alloys of which aluminum constitutes the major part, except as specifically authorized by the Director General for Operations.

(b) Beginning 15 days after the effective date of this order, Leon Cameto, individually or doing business as Production Foundry Company, his successors and assigns, shall not melt, process, fabricate, or in any way use any primary aluminum, secondary aluminum, aluminum scrap, or alloys of which aluminum constitutes the major part, except as specifically authorized by the Director General for Operations.

(c) Deliveries of material to Leon Cameto, individually or doing business as Production Foundry Company, his successors and assigns, shall not be accorded priority over deliveries under any other contract or order and no preference

ratings shall be assigned or applied to such deliveries to Leon Cameto, individually or doing business as Production Foundry Company, by means of preference rating certificates, preference rating orders, general preference orders or any other orders or regulations of the Director of Industry Operations or the Director General for Operations except as specifically authorized by the Director General for Operations.

(d) No allocation shall be made to Leon Cameto, individually or doing business as Production Foundry Company, his successors and assigns, of any material the supply or distribution of which is governed by any order of the Director of Industry Operations or the Director General for Operations, except as specifically authorized by the Director General for Operations.

(e) Nothing contained in this order shall be deemed to relieve Leon Cameto, individually or doing business as Production Foundry Company, from any restriction, prohibition or provision contained in any other order or regulation of the Director of Industry Operations or the Director General for Operations except in so far as the same may be inconsistent with the provisions hereof.

(f) This order shall take effect September 8, 1942, and shall expire on December 8, 1942, at which time the restrictions contained in this order shall be of no further effect.

(P. D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024; 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 3d day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8737; Filed, September 3, 1942;
2:26 p. m.]

PART 1176—IRON AND STEEL CONSERVATION

[Amendment 5 to General Conservation Order M-126 as Amended July 13, 1942]

Section 1176.1 *General Conservation Order M-126* is hereby amended in the following respects:

(1) By amending the items on List A which read:

"Cans or containers for anti-freeze under 5 gal. size:
Artist supplies.
Bouillon cubes.
Candy.
Caviar.
Chalk.
Coffee.
Gloves.
Incense.
Lawn seed.
Nuts.
Pencils.
Pet food.
Phonograph needles.
Playing cards.

Razor blades.
Sponges.
Staples.
Tennis balls.
Tobacco products.
Toilet water.
Yarn."

to be and read as follows:

"Cans or containers for:
Anti-freeze (under 5 gal. size), artist supplies, coffee, and tobacco products; except that closures for glass containers for such items may be processed until October 1, 1942, but only from distressed stocks of black plate already lithographed on or before September 3, 1942.

Bouillon cubes.
Candy.
Caviar.
Chalk.
Gloves.
Incense.
Lawn seed.
Nuts.
Pencils.
Pet food.
Phonograph needles.
Playing cards.
Razor blades.
Sponges.
Staples.
Tennis balls.
Toilet water.
Yarn."

(2) By amending the item on List A which reads:

"Door closers—except fire prevention as required by Underwriters Code."

to be and read as follows:

"Door closers—except for hospitals, public toilet doors, exterior doors on public buildings, and where required to meet fire regulations 1."

(3) By amending the item on List A which reads:

"Electric water coolers—except on PD-1a or PD-3a certificates."

to be and read as follows:

"Electric drinking water coolers—except for use in war plants."

(4) By amending the item on List A which reads:

"Fireplace equipment—except dampers."

to be and read as follows:

"Fireplace equipment, including but not limited to, grates, clean out doors and ash dumps—except dampers."

(5) By amending the item on List A which reads:

"Gutters, spouting, conductor pipe and fittings for single family dwellings."

to be and read as follows:

"Gutters, spouting, conductor pipe and fittings for single family dwellings."¹

(6) By deleting the item on List A which reads:

"Loose leaf binding wire, rings, posts and metal parts."

¹ 6 F.R. 1599, 2521; 7 F.R. 27, 655.

² 7 F.R. 1104, 6519.

¹ 7 F.R. 5353, 5358, 5462, 5510, 5902, 6047.

(7) By amending the item on List A which reads:

"Milk bottle cases."

to be and read as follows:

"Milk bottle cases—except that a total of 4½ lbs. of iron and steel per case (including joining and essential hardware) may be used."

(8) By amending the item on List A which reads:

"Novelties and souvenirs of all kinds."

to be and read as follows:

"Novelties and souvenirs of all kinds—except that the assembling of artificial leaves, fruit, flowers, and of feather ornaments shall be permitted when any iron or steel wire to be used was drawn on or before June 19, 1942 or was sold to the manufacturer of the artificial leaves, fruit, flowers or feather ornaments as scrap."

(9) By deleting the item on List A which reads:

"Posts for fencing—except on A-2 or higher."

(10) By amending the item on List A which reads:

"Sink metal drainboards, both integral and removable."

to be and read as follows:

"Sink drainboards, both integral and removable."

(11) By amending the item on List A which reads:

"Sporting and athletic goods."

to be and read as follows:

"Sporting and athletic goods—except that fully fabricated skates, cleats, and similar items may be attached to athletic shoes without restriction."

(12) By amending the item on List A which reads:

"Stamped bakery equipment."

to be and read as follows:

"Stamped bakery equipment—except pie plates for commercial or institutional use."

(13) By deleting the item on List A which reads:

"Stamps (except for marking metal)."

(14) By amending the exception under the item Tags: Key; name, price; identification on List A which reads:

"(c) Metal tags required by federal or state law for livestock and poultry."

to be and read as follows:

"Metal tags required for identification of livestock and poultry and products made therefrom."

(15) By amending the exceptions under the item "Tanks (strapping excluded)" on List A which read:

"Storage, water¹—except:

(c) Boilers, hot water and storage.

(d) Pneumatic pressure tanks under 31 gallons."

to be and read as follows:

"Storage, water¹—except:

(c) Range boilers and hot water storage.

(d) Pneumatic pressure tanks 82 gallon size and 31 gallon or smaller size."

(16) By amending the item on List A which reads:

"Wagon bodies, frames, and wheels, all metal¹—except for construction"

to be and read as follows:

"Wagon bodies and frames¹—except for construction."

(17) By amending the item in Supplementary List A which reads:

"Cabinets for diathermy, sinusoidal and galvanic apparatus."

to be and read as follows:

"Cabinets for diathermy, sinusoidal and galvanic apparatus."

(18) By deleting the item on Supplementary List A which reads:

"Cross ties and other timber anti-checking devices."

(19) By amending the following items which appear under the heading Hospital equipment on Supplementary List A:

(a) By amending the item which reads:

"Bassinets."

to be and read as follows:

"Bassinets, except for frame and basket."

(b) By deleting the item which reads:

"Bed cradles."

(c) By amending the item which reads:

"Linen Hampers."

to be and read as follows:

"Linen hampers, except for frames."

(d) By deleting the item which reads:

"Solution and irrigator stands, except for use in operating rooms."

(e) By amending the item which reads:

"Supply and treatment cabinets."

to be and read as follows:

"Supply and treatment cabinets, except for operating rooms."

(20) By deleting the item on Supplementary List A which reads:

"Fences, railings and barriers (except livestock and poultry enclosures for essential industrial use)."

(21) By amending the item on Supplementary List A which reads:

"Railings, barriers, and fences, (except livestock and poultry enclosures) and essential industrial use."

to be and read as follows:

"Railings, barriers and fences, except for livestock and poultry enclosures and essential industrial uses."

(22) By amending the item on Supplementary List A which reads:

"Railroad rail joints over 24' in length."

to be and read as follows:

"Railroad rail joint angle bars over 24' in length, except for replacement on used rails."

(23) By adding the following item and applicable governing date to Supplementary List A to be and read as follows:

"Fireplace dampers----- September 3, 1942."

(24) By adding the following item and applicable governing date to Supplementary List A to be and read as follows:

"Partitions----- September 3, 1942."

(25) By adding the following item and applicable governing date to Supplementary List A to be and read as follows:

"Playground equipment----- September 3, 1942."

(26) By deleting the item on List C which reads:

"Loose leaf binding wire, rings, posts, and metal parts."

(27) By deleting the item on List C which reads:

"Posts for fencing."

(28) By amending the item on List C which reads:

"Sink, metal drainboards, both integral and removable—for use on board ship and where required for sterilization."

to be and read as follows:

"Sink drainboards, both integral and removable—for use on board ship and where required for sterilization."

(29) By deleting the item on List C which reads:

"Stamps."

(30) By adding the following item to List C to be and read as follows:

"Electric drinking water coolers—for use on board ship, in hospitals and in tropical climates."

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 3d day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8739; Filed, September 3, 1942;
2:26 p. m.]

PART 1176—IRON AND STEEL CONSERVATION
[Amendment 6 to General Conservation Order M-126 as Amended July 13, 1942]

List C of General Conservation Order M-126¹ (§ 1176.1) is hereby amended in the following respects:

(1) By amending the item on List C which reads:

"Access panels—for use on board ship and where climatic or safety conditions make necessary."

to be and read as follows:

"Access panels—for use on board ship, on military vehicles and where climatic or safety conditions make necessary."

(2) By amending the item on List C which reads:

"Air conditioning systems—for hospital operating rooms and industrial plants (excluding offices), for use on board ship, for use outside continental limits of the United States, for use in fortifications, for handling and storage of explosives, for storage and handling of instruments critical to temperature, and in gas proofing installations."

to be and read as follows:

"Air conditioning systems—for hospital operating rooms and industrial plants (excluding offices), for use on board ship, for use outside continental limits of the United States, for use in fortifications, for handling and storage of explosives, for storage and handling of instruments critical to temperature or humidity, for use in gas proofing installations, and for use in mobile surgical vehicles and laboratory vehicles."

(3) By amending the item on List C which reads:

"Door handles—for fire prevention, for use on board ship, and where climatic or safety conditions make necessary."

to be and read as follows:

"Door handles—for fire prevention, for use on board ship, for military vehicles, and where climatic or safety conditions make necessary."

(4) By amending the item on List C which reads:

"Floor and ceiling plates for piping, for use on board ship, and where climatic or safety conditions make necessary."

to be and read as follows:

"Floor and ceiling plates for piping, for use on board ship, for military vehicles, and where climatic or safety conditions make necessary."

(5) By amending the item on List C which reads: "Lockers—for office equipment as limited by Limitation Order L-13-a, for use on board ship, for use outside continental limits of United States and in ordnance plants."

to be and read as follows:

"Lockers—for office equipment as limited by Limitation Order L-13-a, for use on board ship, military vehicles, outside continental limits of United States and in ordnance plants."

(6) By adding the following items to List C to be and read as follows:

"Accessories, soda fountain—for use on board ship."

"Automobile heaters—where specified for military vehicles."

"Awning frames and supports—for use on board ship, military repair units, hospital installations, and military construction units."

"Barber shop supplies."

"Beds—for use on board ship; beds containing not more than 5 pounds of iron or steel, excluding springs."

"Bed spring frames—for use on board ship and for maintenance and repair."

"Brushes, wire bristles only."

"Buttons."

"Canopies and supports—for use on board ship, military repair units, hospital installations, and military construction units."

"Casket handles."

"Ceilings—for use on board ship, but only where necessary."

"Cigarette lighters—for use outside continental limits of United States, for sale by Post Exchanges at ports of embarkation, and for sale by Ships Service Stores on board ship."

"Clothing trim."

"Counter tops—for use on board ship."

"Drapery and curtain fasteners and rings—for use on board ship."

"Dust covers and enclosures—when specified for military vehicles."

"Fences, chain link, weighing not more than 2 pounds per lineal foot and not more than .33 pounds per square foot."

"Flag staffs and flag masts—for use on board ship, and on military vehicles."

"Floor polishing machines—maintenance and repair only."

"Furniture—for use on board ship."

"Galley and mess equipment of stainless steel, but only—

Clad stainless steel for steam tables and warming pans.

Single clad stainless steel on inside of steam jacketed kettles.

Clad stainless steel bottoms and solid stainless steel sides for pressure cookers.

Non-nickel bearing stainless steel clad doors and other parts coming in direct contact with food in cold storage spaces on board ship.

Non-nickel bearing stainless steel linings for coffee urns.

Stainless steel single clad sinks and dresser tops for use on board ship.

Non-nickel bearing stainless steel liners for portable water coolers.

Non-nickel bearing stainless steel for tanks and hoods of dish washing machines.

Metal sponges from non-nickel bearing stainless steel wire.

Compartment mess trays, but only from existing finished stocks of stainless steel or new stainless steel, only if the processing is past the melting stage on September 3, 1942."

"Games."

"Garage hoists and car lifts."

"Hand seals for documents."

"Harness and saddlery fittings."

"Hat frames, wire and gimps."

"Hat-making machinery, but only—

Blocking machines with complete sets of blocks.

Sets of dies for cutting parts."

"Hospital equipment—

Arm immersion stands.

Bed trays.

Bedside panel screen frames—for use in operating rooms, and outside continental limits of United States.

Bowl stands—for use in operating rooms and on board ship.

Cabinets—X-Ray film filing.

Cabinets for diathermy, sinusoidal and galvanic apparatus.

Chart holders.

Commodore—for hospital use outside continental limits of United States.

Dish trucks—frames and wheel tires only.

Dressing stand frames.

Examining tables, non-adjustable—for use on board ship and in Field Hospitals.

Instrument cabinets.

Instrument tables.

Nurses' work tables.

Overbed and swing overbed tables—functional parts only.

Stands and racks for colonic irrigation apparatus.

Sterilizer stands.

Supply and treatment cabinets.

Utensil racks."

"Ice box exteriors—for use on board ship, mobile type refrigerators, and for use where climatic conditions make necessary."

"Ice cube trays."

"Keys for opening cans."

"Laundry trays—for use on board ship."

"Lavatories—for use on board ship and outside continental limits of United States."

"Mail boxes—for use on board ship."

"Pads, inking and stamping."

"Partitions—for use in hospitals and on board ship."

"Phonograph motors, hand wound."

"Pencils, automatic, functional parts only, except for resale."

"Pitchers."

"Railings—for use on board ship."

"Screen frames."

"Shirt and stocking dryers of cast iron only."

"Sink aprons and legs—for use on board ship."

"Sink drainboards, both integral and removable—for use on board ship and where required for sterilization."

¹ Supra.

"Siphon chargers for life jacket inflation."

"Swivel chairs—for use on board ship."

"Tile, steel back—for ladder treads, step plates and use on board ship."

"Tool cases—for mobile equipment."

"Tool handles, where specified."

"Truck and trailer units and bodies, where specifically designed for military purposes."

"Urinals—for use on board ship, and outside continental limits of United States."

"Waste baskets—for hospital use only."

"Water troughs, frame and support only."

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2(a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 3d day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8738; Filed, September 3, 1942;
2:26 p. m.]

PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER

[Interpretation 1 of Schedule III to
Limitation Order L-120]

A question has arisen as to whether the term "special name watermark", as used in item (vi) of various captions in the Appendix to § 1223.4 (Schedule III to Limitation Order L-120¹), includes merchant marks.

The term "special name watermark", as used in item (vi) of various of the captions in the Appendix to § 1223.4 (Schedule III to Limitation Order L-120), is hereby officially interpreted to include merchant marks. However, the provisions applying to special name watermarks do not prevent the manufacture of fine writing papers for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such marks are applied to papers of standard grade, color and substance weight, in a standard size or sizes, and in the quantities provided for a special name watermark under the appropriate caption.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 4th day of September 1942.

AMORY HOUGHTON,
Director General for Operations.

[F. R. Doc. 42-8782; Filed, September 4, 1942;
11:09 a. m.]

¹ 7 F.R. 5124, 5216, 6074.

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[Supplementary Order 14]

LICENSING SELLERS OF MEAT AND MEAT PRODUCTS

A statement of the reasons for this Supplementary Order No. 14 has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Pursuant to the authority of the Emergency Price Control Act of 1942, including section 205 (f) (1) thereof, it is hereby ordered:

§ 1305.18 *Provisions licensing sellers of meat and meat products*—(a) *License required.* Effective September 8, 1942, a license as a condition of selling is hereby required of every seller now or hereafter selling any meat, meat product or service for which maximum prices are established by Price Regulations Nos. 148, 156, 169 or Temporary Maximum Price Regulation No. 20,¹ as now or hereafter amended or supplemented, or by any price regulation now or hereafter issued, amended or supplemented by the Office of Price Administration making applicable by reference the provisions of this Supplementary Order No. 14.

(b) *License granted.* Every seller now or hereafter selling any meat, meat products or services for which maximum prices are established by Price Regulations Nos. 148, 156, 169 or Temporary Maximum Price Regulation No. 20, as now or hereafter amended or supplemented, or by any price regulation now or hereafter issued, amended or supplemented by the Office of Price Administration making applicable by reference the provisions of this Supplementary Order No. 14, is hereby granted a license as a condition of selling such meat, meat products, or services. The provisions of every price regulation of the Office of Price Administration to which this order now is or may hereafter become applicable shall be deemed to be incorporated in the license hereby granted, and any violation of any provision so incorporated shall be a violation of the provisions of said license. The license granted by this order shall become effective September 8, 1942, or when any person becomes subject to the provisions of this order, and shall, unless suspended as provided in the Act, continue in force so long as and to the extent that any such regulation or any applicable part, amendment or supplement remains in effect.

(c) *Exclusions.* This order shall not apply to sales at retail.

(d) *Licensing section of General Maximum Price Regulation superseded.* This

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 3821, 4230, 4342, 4653, 4798, 5222, 5426, 5780, 5868.

Supplementary Order No. 14 supersedes the provisions of § 1499.16 of the General Maximum Price Regulation insofar as said § 1499.16 may be applicable to sales for which a license is required by this order: *Provided*, That, the licensing provisions of the General Maximum Price Regulation shall continue to apply to sales at retail.

(e) *Registration of licensees.* Every seller hereby licensed may be required to register with the Office of Price Administration at such time and in such manner as the Administrator may hereafter by regulation prescribe.

(f) *License not transferable.* The license hereby granted is not transferable.

(g) *Suspension of license.* Licensees violating any of the provisions of this order or of the license hereby granted, or violating any of the provisions of the price regulations specified in paragraph (b) hereof, or violating the provisions of any applicable regulation, order or requirement under section 202 (b) of the Act, are subject to the license suspension proceedings provided in the Act: *Provided, however*, That no proceedings for the suspension of a license, and no suspension, shall confer any immunity from any other provision of the Act.

(h) *Definitions.* When used in this Supplementary Order No. 14, the term:

(1) "Seller" means any individual, corporation, partnership, car route, packer's branch house, or any other organized group of persons or legal successor or representative of any of the foregoing who sells, slaughters for another, supplies, disposes, barter, exchanges, transfers or delivers, or contracts or offers to do any of the foregoing. Where a person makes sales from more than one place of business, each separate place of business of such person shall be deemed to be a separate seller, except that all places of business owned or controlled by the same person, and selling in the same market area shall be regarded as a single seller. Each shipping point from which a car route or car routes originate shall be deemed a separate seller.

(2) "Sales at retail" means sales to the ultimate consumer: *Provided*, That no wholesaler, processor, packer, slaughterer, branch house, purchaser for resale, car route or commercial user, shall be deemed to be an ultimate consumer, except that a sale to a purveyor of meals, by a person regularly and generally engaged in selling at retail, made on usual retail terms, shall be regarded as a sale at retail.

(3) "Market area" means any municipality or group of municipalities each of which has a common boundary with another: *Provided*, That such market area shall in no event extend in any direction farther than 50 miles from the seller's shipping point.

(4) "Act" means the Emergency Price Control Act of 1942.

(5) "Price regulation" means a schedule effective in accordance with the provisions of section 206 of the Emergency Price Control Act of 1942, a maximum price regulation or temporary maximum price regulation issued by the Office of Price Administration, or any order issued pursuant to any such regulation or schedule.

(i) Effective date of Supplementary Order No. 14. This Supplementary Order No. 14 (§ 1305.18) shall become effective September 8, 1942. (Pub. Law 421, 77th Cong.)

Issued this 3d day of September 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8747; Filed, September 3, 1942;
4:57 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[Amendment 26 to Revised Tire Rationing Regulations¹]

TIRES AND TUBES, RETREADING AND RECAPPING OF TIRES, AND CAMELBACK

In § 1315.801, paragraph (f) (2) (ii) is amended to read as set forth below:

Transfers and Deliveries of New Tires and Tubes, Retreaded or Recapped Tires and Camelback

§ 1315.801 Permitted and prohibited transfers of new tires and tubes. * * *

(f) Other transfers. * * *

(2) By wholesaler or manufacturer without changing ownership or control: new tires and tubes kept on any premises by manufacturer. * * *

(ii) Any person who manufactures tires and tubes and who complies with the following conditions may, without certificate, transfer new tires or tubes or recapped or retreaded tires to, or keep them upon any premises, provided that no change in ownership or control of such tires or tubes is thereby effected:

(a) Except as provided hereinafter, the manufacturer shall not transfer to, or keep such tires and tubes upon any premises, whether or not such tires or tubes were previously kept at such premises, unless he has been authorized in writing to do so by the Office of Price Administration, Washington, D. C. Application for such authorization shall be made in writing by the manufacturer and shall state for each of such premises the location thereof and the name and address of the person who owns or controls them. For each of such authorized premises, except where the authorized premises are regional branches, the manufacturer shall appoint a specified individual as his agent to be responsible for the stock of tires and tubes and shall submit with his application for authorization the name and address of the agent, a verified copy of his agreement with the agent and a statement that he

will be fully responsible for acts of the agent and any person acting for him. The manufacturer shall not designate any other individual as his agent except upon authorization in writing from the Office of Price Administration, Washington, D. C. The Office of Price Administration may in its discretion deny, modify or revoke any authorization at any time. The number of premises authorized for each manufacturer shall not exceed 50.

(b) The manufacturer shall also submit with his first application for authorization, a statement setting forth the total number of consignments then kept by him upon premises used in performing the functions of a distributor or retailer in the United States or any of its territories or possessions together with the names and addresses of the consignees.

(c) A manufacturer may not keep more than 500 such tires and 500 such tubes at any time on any authorized premises unless the Office of Price Administration authorizes him in writing to keep a greater stock, or unless the authorized premises are regional branches of the manufacturer. A regional branch means any premises wholly controlled by the manufacturer at which the usual functions of the manufacturer's business, apart from production, are performed, provided that such premises are not used in performing the functions of a distributor or retailer.

(d) The tires or tubes shall be kept segregated from any others owned, possessed or controlled by a person other than the manufacturer and shall be kept readily identifiable upon inspection by signs, labels or similar means. The manufacturer shall at all times have access to the portion of the premises on which the tires and tubes are so segregated.

(e) Except in the case of transfer without certificate expressly permitted by other provisions of these regulations, or transfer by a manufacturer from one of his authorized premises to another, no tires or tubes shall be transferred from any authorized premises unless the manufacturer or his duly designated agent shall have first received in exchange therefor and in accordance with the requirements of these regulations a nontransferable certificate for the purchase of new tires or tubes, OPA Form No. R-2, a nontransferable certificate for the purchase of retreaded or recapped tires, OPA Form No. R-8, a nontransferable emergency certificate, OPA Form No. R-20, a nontransferable receipt, OPA Form No. R-12, or Part B of any such certificate or receipt.

(f) Records of inventory and of all transfers to and from any authorized premises shall be kept by the manufacturer at such premises and at his principal place of business. The manufacturer shall make monthly reports thereof to the Office of Price Administration commencing with the month of September 1942. Such reports shall be filed not later than the 20th day of the calendar month following the period covered by the report.

For each of such authorized premises, except regional branches the monthly reports shall include an inventory based

upon a physical count showing the total number of tires and tubes at the beginning and end of the preceding monthly period on each of such premises and the total number of transfers to and from such stocks during said monthly period and shall list, by serial number if there is one, the certificates or receipts or Parts B thereof upon which the transfers were made, and the number, by size and type, of tires or tubes represented by each such certificate or receipt.

For authorized premises that are regional branches of the manufacturer, the report shall include an inventory based upon book records showing the total number of tires and tubes at the beginning and end of the preceding monthly period on each of such premises (except that the monthly reports that shall be filed on the 20th day of January, April, July and October shall include an inventory based upon a physical count rather than upon book records) and the total number of tires and tubes transferred to and from such stocks during said monthly period. The number of tires and tubes included in the inventory and the transfers to and from such stocks during said monthly period shall be listed by totals of passenger tires (including motorcycle tires), passenger tubes (including motorcycle tubes), truck tires, truck tubes, tractor tires (including implement tires and tires not otherwise specified) and tractor tubes (including implement tubes and tubes not otherwise specified). The size, grade or ply of such tires or tubes need not be stated.

(g) The provisions of paragraph (f) (2) (ii) of this section shall apply only to tires and tubes located at any authorized premises and not to tires or tubes located at the place of manufacture or in a public warehouse. In the case of segregated stocks "authorized premises" means only that portion of the premises upon which the segregated stock is located.

§ 1315.1199a Effective dates of amendment. * * *

(z) Amendment No. 26 (§ 1315.801) to Revised Tire Rationing Regulations shall become effective September 8, 1942.

(Pub. Law 421, 77th Cong., O.P.M. Supp. Order No. M-15c, W.P.B. Directive No. 1, Supp. Directive No. 1B, 6 F.R. 6792, 7 F.R. 562, 925).

Issued this 3d day of September 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8746; Filed, September 3, 1942;
4:56 p. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION CONVERSION AND DISTRIBUTION APPARATUS

[Amendment 2 to Revised Price Schedule 82¹]

WIRE, CABLE AND CABLE ACCESSORIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been

¹ 7 F.R. 1358, 1836, 2133.

¹ 7 F.R. 1027, 1089, 2106, 2107, 2541, 2633, 2945, 2948, 3235, 3237, 3551, 3830, 4176, 4336, 4493, 4543, 4544, 4617, 4856, 5023, 5274, 5276, 5566, 5605, 5867, 6385, 6423, 6775.

filed with the Division of the Federal Register.*

Section 1349.1 is amended; in § 1349.4 the phrase "not less than ten days" set forth in paragraphs (e) and (f) is amended to read "not less than thirty days" and paragraph (g) is amended; § 1349.5 is redesignated § 1349.11 and paragraph (a) thereof is amended; § 1349.6 is redesignated § 1349.10; § 1349.7 is redesignated § 1349.12 and subdivision (iii) of subparagraph (18) thereof is revoked; § 1349.8 is redesignated § 1349.13 and paragraph (a) thereof is amended and paragraph (1) is revoked; § 1349.9 is redesignated § 1349.15; § 1349.9a is redesignated § 1349.16; § 1349.10 is redesignated § 1349.17, the words "§ 1349.7" in paragraph (a) thereof are amended to read "§ 1349.12," and the headnote and paragraph (c) thereof are amended; § 1349.11 is redesignated § 1349.18, the last paragraph is designated (c) and the headnote and paragraph (b) are amended; § 1349.12 is redesignated § 1349.19 and the headnote and text are amended; and seven new sections §§ 1349.5, 1349.6, 1349.7, 1349.8, 1349.9, 1349.14 and 1349.20 are added; as set forth below:

§ 1349.1 *Maximum prices for wire, cable and cable accessories.* (a) On and after January 29, 1942, regardless of any contract, lease or any other obligation, no manufacturer shall sell or deliver any wire, cable or cable accessories and no person in the course of trade or business shall buy or receive from any manufacturer any wire, cable or cable accessories at a price higher than the maximum price set forth in Appendices A, B and C hereof, incorporated herein as §§ 1349.17 to 1349.19 inclusive.

(b) On and after July 22, 1942, regardless of any contract, lease or other obligation, no seller other than the manufacturer shall sell or deliver any wire, cable or cable accessories and no person in the course of trade or business shall buy or receive from any seller other than the manufacturer any wire, cable or cable accessories at a price higher than the maximum price set forth in Appendix D hereof, incorporated herein as § 1349.20.

(c) On and after January 29, 1942, regardless of the terms of any contract or other commitment, no person shall make, and no person shall pay, a charge for rolling bars into rods or drawing wire therefrom in excess of the net charge made for similar operations on October 15, 1941, or on the latest date prior thereto on which such operation was performed.

(d) No person shall agree, offer, solicit, or attempt to do any of the acts prohibited in paragraphs (a), (b) and (c) of this section.

(e) (1) The prohibition contained in this Revised Price Schedule No. 82 against buying or receiving any commodity or service at a price higher than the maximum price permitted by such regulation shall not be construed to apply to (i) any war procurement agency of the United States or any contracting

or paying finance officer thereof and (ii) the government of any country the defense of which the President of the United States deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled "An Act to promote the defense of the United States" or to any agency of any such government. Any such war procurement agency or contracting or paying finance officer thereof and any such government or any agency thereof shall be relieved of any and every liability, civil or criminal, imposed by such regulation or by the Emergency Price Control Act of 1942.

(2) "War procurement agency", as used in this paragraph includes the War Department, the Department of the Navy, the United States Maritime Commission, the Lend-Lease Section of the Procurement Division of the Treasury Department; and the following subsidiaries of the Reconstruction Finance Corporation, Rubber Reserve Corporation, Metals Reserve Corporation and Defense Supplies Corporation, or any agency of any of the foregoing.

(f) Notwithstanding the provisions of paragraphs (a) (b) and (c) of this section, if, upon the purchase of any wire, cable or cable accessories the purchaser shall receive from the seller a written affirmation that to the best of his knowledge, information, and belief the price charged does not exceed the maximum price established by this Revised Price Schedule No. 82 and if in such case the purchaser shall have no knowledge of the maximum price, and no cause to doubt the accuracy of the affirmation, the purchaser shall be deemed to have complied with this section.

§ 1349.4 *Records and reports.* * * *

(g) If the maximum prices for wire, cable or cable accessories are to be determined in accordance with the provisions of Appendix C hereof, incorporated herein as § 1349.19, the manufacturer shall submit to the Office of Price Administration, Washington, D. C., the specifications of such wire, cable or cable accessories, the proposed price, price and cost estimate sheets, the proposed billing date, a statement that no standard estimating procedure is applicable and the reasons therefor, and a statement, where applicable, of differentials in the cost of material used in substitution for materials no longer available, all certified by an authorized agent having knowledge of the facts. Such information shall be submitted by mail postmarked not less than thirty days before the proposed date of billing of such wire, cable or cable accessories.

§ 1349.5 *Federal and state taxes.* (a)

Any tax levied by any statute of the United States or statute or ordinance of any state or subdivision thereof which the manufacturer on October 15, 1941 added to the price paid by the purchaser shall not be included in the maximum price but may be collected by the manufacturer in addition to the maximum price if such tax is stated separately from the purchase price.

(b) Any tax upon the sale or delivery of wire, cable or cable accessories and any compensating use tax upon wire, cable or cable accessories levied by any statute of the United States, or statute or ordinance of any state or subdivision thereof and becoming effective on or after October 15, 1941, may also be collected by the manufacturer making such taxable sale or delivery in addition to the maximum price if such tax is stated separately from the purchase price, unless the manufacturer had increased his price on or before October 15, 1941, to reflect such new or increased tax.

(c) Any separately stated tax paid by a purchaser for resale upon the purchase of wire, cable or cable accessories may be collected by such purchaser in addition to the maximum price upon the resale of such wire, cable or cable accessories unless the purchaser's price in effect on October 15, 1941, reflected the amount of such tax.

§ 1349.6 *Developmental contracts and subcontracts.* (a) This revised Price Schedule No. 82 shall not apply to any sale or delivery of wire, cable or cable accessories, or to the service of rolling bars into rods or drawing wire therefrom, pursuant to a contract or subcontract certified in writing to the Office of Price Administration by the United States or any agency thereof as being developmental: *Provided*, That a report is filed pursuant to paragraph (b). For the purposes of this section, a contract is deemed to be "developmental" during the period required for the selection of a product by the purchaser or for the accumulation of sufficient production experience by the manufacturer to permit a fair estimate of the manufacturing costs, or both. After the Office of Price Administration shall have determined, upon consultation with the appropriate government agency, that the period necessary for development has expired, and has in writing so notified such agency and the manufacturer, this Revised Price Schedule No. 82 shall apply to all subsequent sales and deliveries of such wire, cable or cable accessories, or service of rolling bars into rods or drawing wire therefrom.

(b) Within ten days after entering into any such developmental contract or subcontract the manufacturer shall file a report with the Office of Price Administration, Washington, D. C., containing a description of the product or products to be manufactured, or service to be performed in rolling bars into rods or drawing wire therefrom, a summary of the terms of the contract or subcontract including all pricing provisions, a short statement of the production plan of which this contract is a part, and an estimate of the expected duration of such developmental work. For any such contract or subcontract in effect on July 22, 1942 such report shall be filed prior to October 1, 1942.

§ 1349.7 *Secret contracts.* This Revised Price Schedule No. 82 shall not apply to any sale or delivery of wire, cable or cable accessories, or to the service of rolling bars into rods or drawing wire

*Copies may be obtained from the Office of Price Administration.

therefrom, pursuant to a contract or sub-contract which is deemed to be a "secret" contract and is so certified to the Office of Price Administration by the United States or any agency thereof. Such certification shall set forth the date of the "secret" contract and its number or other designation. After the Office of Price Administration shall have received notice from the United States or the certifying agency that the contract is no longer deemed to be secret, this Revised Price Schedule No. 82 shall apply to all subsequent sales and deliveries of such wire, cable and cable accessories, or to the service of rolling bars into rods or drawing wire therefrom.

§ 1349.8 *Emergency purchases.* This Revised Price Schedule No. 82 shall not apply to any sale or delivery pursuant to any emergency purchase by the United States or any agency thereof for immediate delivery of any wire, cable or cable accessories, or to the immediate performance of any service of rolling bars into rods or drawing wire therefrom: *Provided*, That if the total price exceeds \$500, a report is filed pursuant to paragraph (b).

(b) Within ten days after making any such emergency purchase in the amount of more than \$500, at a price which is known or suspected by the purchaser to be in excess of the maximum price, any person making such purchase on behalf of the United States or any agency thereof shall file a report with the Office of Price Administration, Washington, D. C., certifying that such purchase was made in a situation in which it was imperative to secure wire, cable, or cable accessories or the service of rolling bars into rods or drawing wire therefrom, immediately and in which it was impossible to secure, or unfair to require, immediate delivery or performance at the applicable maximum price and setting forth (1) the name and address of the seller or supplier; (2) date of purchase; (3) date of delivery or performance; (4) description of the wire, cable or cable accessories purchased, or rolling or drawing service performed; (5) quantity purchased; (6) price at which purchased; and (7) a brief statement of the facts giving rise to the emergency situation which necessitated the purchase at a price higher than the applicable maximum price.

§ 1349.9 *Privileges accorded to certain foreign governments.* The privileges accorded to the United States or any agency thereof by § 1349.6 (developmental contracts and subcontracts), § 1349.7 (secret contracts) and § 1349.8 (emergency purchases) shall apply to the government of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States," or to any agency of any such government.

§ 1349.11 *Enforcement.* (a) Persons violating any provision of this Revised Price Schedule No. 82 are subject to the criminal penalties, civil enforcement actions, license suspension proceedings

and suits for treble damages provided for by the Emergency Price Control Act.

§ 1349.13 *Definitions.* When used in this Revised Price Schedule No. 82, the term:

(a) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions or any agency of any of the foregoing.

§ 1349.14 *Exclusions.* This Revised Price Schedule No. 82 shall not apply to any sale or delivery at retail or wire, cable or cable accessories except any sale or delivery of wire, cable accessories by the manufacturer thereof. "Sale at retail" means any sale to an ultimate user other than an industrial, commercial or governmental user, or any sale at a retail price to a purchaser of a class to whom sales were regularly made at retail prices prior to October 15, 1941.

§ 1349.17 *Appendix A: Manufacturers—maximum prices for wire, cable and cable accessories listed in price sheets.*

(c) For wire, cable or cable accessories developed subsequent to October 15, 1941, or sold on or before October 15, 1941 without listing in price sheets, new price sheets may be issued containing prices the manufacturer thereof would have charged on October 15, 1941, if said prices had been calculated upon labor and material costs existing on such date and by the use of a standard estimating procedure or formula in effect on or before October 15, 1941 or submitted to and approved by the Office of Price Administration. Maximum prices for such wire, cable or cable accessories shall be the prices reported pursuant to § 1349.4 (e): *Provided*, That the Office of Price Administration either approves such prices in writing or fails to disapprove them within thirty days after receipt of the report. The Office of Price Administration may disapprove such prices in writing within such thirty-day period and upon such disapproval the manufacturer shall recompute the proposed prices in accordance with the requirements of this paragraph and report the same to the Office of Price Administration pursuant to § 1349.4 (e). During the thirty-day period following the receipt of the report of the proposed prices, as originally reported or as recomputed, but not after such proposed prices shall have been disapproved by the Office of Price Administration, the manufacturer may quote, contract, sell or deliver at the proposed prices, but final settlement shall be made in accordance with the action of the Office of Price Administration on such report, and, if required by the Office of Price Administration, refunds shall be made. If the proposed prices are disapproved by the Office of Price Administration, the manufacturer shall not quote, contract, sell or deliver any such

wire, cable or cable accessories until proposed prices therefor have been recomputed and reported as herein required. Nothing herein contained shall be construed to prohibit amendment of this Revised Price Schedule No. 82 in any respect at any time.

§ 1349.18 *Appendix B: Manufacturers—maximum prices for wire, cable and cable accessories priced in accordance with standard estimating procedures.* For all wire, cable and cable accessories not covered by Appendix A, incorporated herein as § 1349.17:

(b) for which a standard estimating procedure was not in effect on or before October 15, 1941, but for which a standard estimating procedure has been reported to the Office of Price Administration, pursuant to § 1349.4 (f), maximum prices shall be the net prices calculated by the use of such estimating procedure: *Provided*, That the Office of Price Administration either approves such estimating procedure in writing or fails to disapprove it within thirty days after the receipt of the report. The Office of Price Administration may disapprove such estimating procedure in writing within such thirty day period and upon such disapproval the manufacturer shall revise the proposed estimating procedure in accordance with the requirements of this paragraph and report the same to the Office of Price Administration pursuant to § 1349.4 (f). During the thirty day period following the receipt of the proposed estimating procedure, as originally reported or as revised, but not after such proposed estimating procedure shall have been disapproved by the Office of Price Administration, the manufacturer may quote, contract, sell or deliver at the prices computed in accordance with the proposed estimating procedure but final settlement shall be made in accordance with the action of the Office of Price Administration on such report, and, if required by the Office of Price Administration, refunds shall be made. If the proposed estimating procedure is disapproved by the Office of Price Administration, the manufacturer shall not quote, contract, sell or deliver any such wire, cable or cable accessories until the proposed estimating procedure for computing prices therefor has been revised and reported as required herein. Nothing herein contained shall be construed to prohibit amendment of this Revised Price Schedule No. 82 in any respect at any time.

§ 1349.19 *Appendix C: Manufacturers—maximum prices for wire, cable and cable accessories not covered by § 1349.17 or § 1349.18, Appendices A or B.* For all wire, cable and cable accessories not covered by Appendices A or B, incorporated herein as §§ 1349.17 and 1349.18, maximum prices shall be the prices the manufacturer thereof would have charged on October 15, 1941, employing experience acquired by him subsequent to such date in manufacturing the same or similar products, and adjusted to reflect differentials in the cost of materials used in substitution for materials no longer available and reported pur-

suant to § 1349.4 (g): *Provided*, That the Office of Price Administration either approves such prices in writing or fails to disapprove them within thirty days after receipt of the report. The office of Price Administration may disapprove such prices in writing within such thirty day period and upon such disapproval the manufacturer shall recompute the proposed prices in accordance with the requirements of this paragraph and report the same to the Office of Price Administration pursuant to § 1349.4 (g). During the thirty day period following the receipt of the report of the proposed prices, as originally reported or as recomputed, but not after such proposed prices shall have been disapproved by the Office of Price Administration, the manufacturer may quote, contract, sell or deliver at the proposed prices, but final settlement shall be made in accordance with the action of the Office of Price Administration on such report, and, if required by the Office of Price Administration, refunds shall be made. If the proposed prices are disapproved by the Office of Price Administration, the manufacturer shall not quote, contract, sell or deliver any such wire, cable or cable accessories until proposed prices therefor have been recomputed and reported as herein required. Nothing herein contained shall be construed to prohibit amendment of this Revised Price Schedule No. 82 in any respect at any time.

§ 1349.20 *Appendix D: Sellers other than the manufacturer—maximum prices for wire, cable and cable accessories—*

(a) *Wire, cable and cable accessories listed in price sheets.* For any type of wire, cable or cable accessories, the price of which can be determined by prices listed or methods of computation provided in such seller's price sheets in effect on October 15, 1941:

(1) *Price.* The maximum price to any purchaser of such wire, cable, or cable accessory shall be the net price such seller would have received on that date from a purchaser of the same class, except that (i), for solid copper Weatherproof Wire, the seller may add to such net price the sum of 2.375¢ per pound and (ii), for any such wire, cable or cable accessory containing lead, the seller may add to such net price an amount equal to the number of pounds of lead contained on such wire, cable or cable accessory, multiplied by \$.00325.

(2) *Reports.* On or before October 1, 1942, every such seller shall file with the Office of Price Administration, Washington, D. C., all his price and discount sheets in effect on October 15, 1941, corrected where necessary, to reflect the differentials provided in paragraph (a) (1) of this section for solid copper weatherproof wire and lead-covered wire, cable and cable accessories. Any such seller who on October 15, 1941 sold or delivered wire, cable or cable accessories at prices based upon price sheets published by any other person subject to this Revised Price Schedule No. 82 need not file such other person's price sheets but shall file instead a statement identifying the par-

ticular price sheets and prices based thereon which he used on that date, a list of the prices of any wire, cable or cable accessory not sold at prices based upon such other person's price sheets and any discount sheets issued by such seller in effect on that date.

(b) *Thirty-day price adjustment period.* Notwithstanding the provisions of paragraph (a) of this section, for any wire, cable or cable accessory the price of which, determined from prices listed or methods of computation provided on such seller's price sheets in effect on November 15, 1941, was higher than such seller's price in effect on October 15, 1941 because of an increase of price to him on such wire, cable or cable accessory made between September 15, 1941 and October 15, 1941 inclusive, and for which a report is filed pursuant to subparagraph (2) hereof:

(1) *Prices.* The maximum price for such wire, cable or cable accessory shall be the lower of:

(i) The price in effect on October 15, 1941 plus an amount not exceeding in percentage the amount of the increase in price to him, or

(ii) The price in effect on November 15, except that, for solid copper, weatherproof wire the seller may add to the lower of such prices the sum of 2.375¢ per pound and for any such wire, cable or cable accessory containing lead the seller may add to the lower of such prices an amount equal to the number of pounds of lead contained on such wire, cable or cable accessory multiplied by \$.00325.

(2) *Reports.* In the circumstances set forth above in paragraph (b), a report shall be filed with the Office of Price Administration, Washington, D. C., not later than October 1, 1942, containing a description of the wire, cable or cable accessory in question, the seller's price in effect on November 15, 1941, and the date such price became effective, the seller's price in effect on October 15, 1941, and the date such price became effective, the price to such seller in effect on September 15, 1941, the price to such seller in effect on October 15, 1941 and the date such price became effective, and the maximum price determined pursuant to this paragraph.

(c) *Wire, cable and cable accessories not listed in price sheets.* For any wire, cable or cable accessory not covered by paragraph (a) hereof, the maximum price to any purchaser shall be the net price determined by applying to the seller's net invoiced cost, not exceeding the maximum price, of such wire, cable or cable accessory the average percentage margin over net invoiced cost realized on or about October 15, 1941 for the same wire, cable or cable accessory sold by such seller on or about October 15, 1941 to a purchaser of the same class, or if none was sold on or about that date, for all wire, cable or cable accessories of the same class sold on or about that date.

(d) *New lines.* For any wire, cable or cable accessory not covered by paragraphs (a) or (c) hereof:

(1) *Price.* The maximum price shall be the price reported pursuant to subparagraph (2) of this paragraph (d): *Provided*, That the Office of Price Administration either approve such price in writing or fails to disapprove it within thirty days after receipt of the report. The Office of Price Administration may disapprove such price in writing within such thirty day period and upon such disapproval such seller shall recompute the proposed price, and report the same to the Office of Price Administration, in accordance with the requirements of this paragraph (d). During the thirty day period following the receipt of the report of the proposed price, as originally reported or as recomputed, but not after such proposed price shall have been disapproved by the Office of Price Administration, such seller may quote, contract, sell or deliver at the proposed price, but final settlement shall be made in accordance with the action of the Office of Price Administration on such report, and, if required by the Office of Price Administration, refunds shall be made. If the proposed price is disapproved by the Office of Price Administration, such seller shall not quote, contract, sell or deliver any such wire, cable or cable accessories until the proposed price therefor has been recomputed and reported as herein required. Nothing herein contained shall be construed to prohibit amendment of this Revised Price Schedule No. 82 in any respect at any time.

(2) *Reports.* The seller of such wire, cable or cable accessory shall file with the Office of Price Administration, Washington, D. C., a report containing the proposed price, the proposed billing date, the net invoiced cost of such wire, cable or cable accessory, the date of purchase, a statement of the basis on which such proposed price was determined, and an explanation of the reasons why paragraphs (a) and (c) of this section were inapplicable. If such seller desires such price to become the maximum price applicable to all subsequent sales and deliveries of any such wire, cable or cable accessories, a statement that the report is also being filed pursuant to paragraph (e) of this section should be included.

(e) *New list prices.* (1) Any seller other than the manufacturer who desires or is required in writing by the Office of Price Administration to establish a new list price for any wire, cable or cable accessory shall file a report pursuant to subparagraph (2) hereof, containing a proposed price determined under paragraph (c) or (d) of this section, and such price shall thereafter be the maximum price: *Provided*, That the Office of Price Administration either approves such price in writing or fails to disapprove it within thirty days after receipt of the report. Such price may be disapproved only on the ground that it was not computed in accordance with the applicable provision of this Revised Price Schedule No. 82 or because the Office of Price Administration finds that a computation at a later date may result in a lower maximum price.

(2) Under the circumstances set forth in subparagraph (1), a report shall be

filed with the Office of Price Administration, Washington, D. C., containing the proposed list price, the proposed effective date, the class or classes of purchasers to whom such price is to be quoted and the discounts applicable to each such class, all relevant data used in determining such price, and evidence that such price was determined in accordance with the applicable provisions of this Revised Price Schedule No. 82.

(f) *Records.* Every such seller of wire, cable or cable accessories making any sale after July 22, 1942, shall keep for inspection by the Office of Price Administration for a period of not less than one year, complete and accurate records of each such sale, showing (1) the date thereof, (2) the name and address of the buyer, (3) the price on the date of sale, (4) the net price received, and (5) the quantity and description of the wire, cable or cable accessories sold.

§ 1349.16 Effective date of amendments. * * *

(b) Amendment No. 2 (§§ 1349.1; 1349.4 (e), (f), (g); 1349.5; 1349.6; 1349.7; 1349.8; 1349.9; 1349.10; 1349.11 (a); 1349.12; 1349.13 (a); 1349.14; 1349.15; 1349.16 (a), (b); 1349.17 (a), (c); 1349.18 (b); 1349.19; 1349.20) to Revised Price Schedule No. 82 shall become effective as of July 22, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 3d day of September 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8745; Filed, September 3, 1942;
4:56 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Amendment 3 to Maximum Rent Regulation 32A]

HOTELS AND ROOMING HOUSES

The first sentence of § 1388.2007 (a) of Maximum Rent Regulation No. 32A¹ shall be amended to read as follows:

§ 1388.2007 *Registration.* (a) On or before August 31, 1942 (or as to rooms within the San Francisco Bay Defense-Rental Area, on or before September 15, 1942), every landlord of a room rented or offered for rent shall file a written statement on the form provided therefor, containing such information as the Administrator shall require, to be known as a registration statement.

§ 1388.2014a Effective dates of amendments. * * *

(c) Amendment No. 3 (§ 1388.2007 (a)) to Maximum Rent Regulation No. 32A shall become effective August 31, 1942.

(Pub. Law 421, 77th Cong.)

Issued this 3d day of September 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-8744; Filed, September 3, 1942;
4:57 p. m.]

¹ 7 F.R. 4926, 5645, 5813, 5912, 6222.

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Navy

PART 6—ANCHORAGE REGULATIONS FOR THE CONTROL OF VESSELS IN THE TERRITORIAL WATERS OF THE UNITED STATES

SPECIAL AUTHORIZATION FOR LICENSES

Pursuant to the authority contained in section 1, Title II of the Espionage Act, approved June 15, 1917, 40 Stat. 220 (U.S.C., title 50, sec. 191), as amended by the Act of November 15, 1941 (Pub. Law 292, 77th Cong.), and by virtue of the Proclamation and Executive Order issued June 27, 1940 (5 F.R. 2419), and November 1, 1941 (6 F.R. 5581), respectively, the Regulations relating to the control of vessels in the territorial waters of the United States (5 F.R. 2442), issued by the Secretary of the Treasury and approved by the President on June 27, 1940, as amended, are further amended as follows:

Paragraph (a) of § 6.6, *Special authorization for licenses etc.*, is amended by adding the following:

§ 6.6 Special authorization for licenses. * * *

(a) * * *

(3) Where the presence of a vessel outside of local waters will, because of specialized equipment or other reason, aid the Naval or military defenses of the nation: *Provided*, That no such license will be issued unless the Commandant of the Naval District requests that licenses of this kind be issued: *Provided further*, That no license shall be granted to any vessel having an enemy alien on board, either in the capacity of master, operator, person in charge, member of the crew, or passenger.

FRANK KNOX,
Secretary of the Navy.

Approved: August 31, 1942.

FRANKLIN D. ROOSEVELT
The White House

[F. R. Doc. 42-8749; Filed, September 4, 1942;
9:52 a. m.]

PART 9—GENERAL LICENSES FOR MOVEMENT OF VESSELS WITHIN, OR DEPARTURE FROM, TERRITORIAL WATERS

REVOCATION OF GENERAL LICENSE NO. 2

By virtue of the authority vested in me by § 6.6 (d) of this chapter (6 F.R. 5222), and in accordance with the provisions of § 9.2 (1) (6 F.R. 5342; 7 F.R. 3213), I hereby find that the continuance in force of General License No. 2 (§ 9.4 *General License No. 2*) (7 F.R. 4343), as hereinafter defined, would be inimical to the interests of national defense and of the safety and protection of vessels and the territorial waters, and therefore said General License No. 2 (§ 9.4 *General License No. 2*) is revoked.

R. R. WAESCHE,
Commandant.

Approved: August 31, 1942.

FRANK KNOX,
Secretary of the Navy.

[F. R. Doc. 42-8750; Filed, September 4, 1942;
9:52 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[No. 3666]

PART 85—REGULATIONS APPLYING TO SHIPMENTS MADE BY WAY OF COMMON OR CONTRACT CARRIERS BY PUBLIC HIGHWAY

EXPLOSIVES IN FULL TRAILERS

In the matter of regulations for transportation of explosives and other dangerous articles.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of August, A. D. 1942.

It appearing, that pursuant to section 233 of the Transportation of Explosives Act approved March 4, 1921 (41 Stat. 1445), and section 204 (a) (2) of Part II of the Interstate Commerce Act, the Commission has formulated and published certain regulations for transportation of explosives and other dangerous articles applying to shipments made by way of common or contract carriers engaged in interstate or foreign commerce by public highway;

It further appearing, that by applications of Pacific Inland Tariff Bureau, Inc., and American Trucking Associations, Inc., we are asked to amend section 824, paragraphs (b) (3) and (b) (4), of the aforesaid regulations so as to permit loading and transporting of military or naval explosives in motor combination units of truck and full trailer, in addition to the types of vehicles in which such commodities may now be transported; said permission to be granted because of the present emergency and until further order of the Commission, and to apply to transportation performed to, from, or on behalf of the United States Government or the United Nations;

It further appearing, that said applications are supported by requests received from the armed services that the aforesaid regulations be revised so as to permit the transportation described in the applications;

It further appearing, that pursuant to our notice interested parties of record conferred at the office of the Commission in Washington on August 20, 1942, and reached an agreement upon the matter of transportation and the form in which amendment of the aforesaid regulations should meet the terms of the applications and the desire of interested parties;

It further appearing, that section 824, paragraphs (b) (3) and (b) (4), of the aforesaid regulations now provide for loading and transporting of explosives on any truck or any semitrailer attached to a tractor, to which no form of trailer may be attached when so loaded, and specifically that no explosives may be loaded into or transported on any full trailer;

And it further appearing, that the said applications having been considered and found to be in accord with the best-known practicable means for securing

safety in the transportation of explosives by public highway:

It is ordered, That the regulations for transportation of explosives and other dangerous articles be, and they are hereby, amended as follows:

Amending section 824, paragraphs (b) (3) and (b) (4), order November 8, 1941, as follows (*explosives in full trailers*):

Add: *Provided, however*, That because of the present emergency and until further order of the Commission, loading and transporting of military or naval explosives is permitted in motor combination units of truck and full trailer, in addition to the types of vehicles in which such commodities may now be transported, when said transportation is performed to, from, or on behalf of the United States Government or the United Nations.

(Sec. 233, Transportation of Explosives Act, and sec. 204 (a) (2) of Part II, Interstate Commerce Act; 41 Stat. 1445, 49 Stat. 545, and 52 Stat. 1237; 18 U.S.C. 383, and 49 U.S.C. 304 (a) (2))

It is further ordered, That the aforesaid regulations as further amended herein shall be and remain in full force and effect on and after the date of approval hereof, and shall be observed until further order of the Commission;

And it is further ordered, That copies of this order be served upon all the parties of record herein and that notice be given to the public by posting in the office of the Secretary of the Commission at Washington, D. C.

By the Commission, division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 42-8788; Filed, September 4, 1942;
11:09 a. m.]

Chapter II—Office of Defense Transportation

[General Permit O.D.T. No. 6-8¹]

PART 521—CONSERVATION OF MOTOR EQUIPMENT—PERMITS

SUBPART E—LOCAL DELIVERY CARRIERS DELIVERIES OF LIQUIDS IN BULK

In accordance with the provisions of paragraph (e) of § 501.36 of General Order O.D.T. No. 6,² as amended,³ Chapter II of this Title, Part 501, Subpart E, *It is hereby authorized*, That:

§ 521.2008 *Deliveries of liquids in bulk*. Any vehicle, the primary carrying capacity of which is occupied by a mounted tank or tanks designed to carry bulk liquids, when operated by a local carrier in the transportation and delivery of liquids in bulk, is hereby exempted from the provisions of General Order O.D.T. No. 6, as amended. (E.O. 8989, 6 F.R. 6725; Gen. Order O.D.T. No. 6, 7 F.R. 3008, 3532, and 4184)

¹ 7 F.R. 4186, 4933, 5463, 5915.

² 7 F.R. 3008.

³ 7 F.R. 3532, 4184.

This general permit shall remain in full force and effect until further order of this Office.

Issued at Washington, D. C., this 3d day of September 1942.

JOSEPH B. EASTMAN,
Director of Defense Transportation.

[F. R. Doc. 42-8740; Filed, September 3, 1942;
2:27 p. m.]

[Amendment 1 to General Order O. D. T. 18]

PART 500—CONSERVATION OF RAIL EQUIPMENT

Subpart C—Maximum Loading of Freight Cars

FILING RATE PUBLICATIONS, ETC.

By virtue of the authority vested in me by Executive Order No. 8989, dated December 18, 1941, § 500.31 of Subpart C, Part 500, Chapter II of this Title (General Order O.D.T. No. 18¹), is hereby amended by adding to the headnote and by changing the second and third paragraphs thereof as follows:

§ 500.31 *Filing rate publications, rates not to be increased; effective date*. Paragraph (1) of § 500.27 and § 500.31 hereof shall become effective upon the date of issuance of this subpart and shall remain in full force and effect until further order of this Office.

All other sections and provisions of this subpart shall become effective on the 15th day of October, 1942, and shall remain in full force and effect until the further order of this Office.

Issued at Washington, D. C., this 3d day of September 1942. (E.O. 8989, 9156; 6 F.R. 6725; 7 F.R. 3349)

JOSEPH B. EASTMAN,
Director of Defense Transportation.

[F. R. Doc. 42-8743; Filed, September 3, 1942;
4:30 p. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Mines.

W. J. CROSKILL, LICENSEE

ORDER REVOKING LICENSE AND DIRECTING ITS SURRENDER

To: W. J. Croskill, Licensee above named, 16th Avenue South and 160th Street South, Seattle, Washington.

Based upon the records in this matter, I, R. R. Sayers, Director of the Bureau of Mines, make the following findings of fact:

1. On August 4, 1942, a Specification of Charges against you, setting forth violations of the Federal Explosives Act (55 Stat. 863) and regulations thereunder of which you were accused, was mailed to you at the above named, your last known address, giving you notice to file an

¹ 7 F.R. 6496.

answer within 15 days if you wished to be heard on the charges against you.

2. More than 15 days have elapsed since the giving of said notice, and you have failed to file an answer to said charges.

3. The charges against you are true.

Now, therefore, by virtue of the authority vested in me by sections 8 and 18 of the Federal Explosives Act (55 Stat. 863) and § 301.22 of the regulations thereunder (7 F.R. 5901).

It is hereby ordered, That Purchaser's License No. 314,224, heretofore issued to you under the Federal Explosives Act (55 Stat. 863), be and it is hereby revoked; and

It is further ordered, That you shall immediately surrender said license and all certified or photostatic copies thereof, if any, by delivering or by mailing the same to the Director of the Bureau of Mines, Interior Department, Washington, D. C.

This order is effective on and after its date, except that you will be allowed not to exceed 10 days thereafter within which to sell or otherwise dispose of explosives or ingredients thereof now on hand to persons licensed under the Federal Explosives Act and in accordance with the provisions of the act and regulations thereunder. This exception does not authorize you to use or test explosives or ingredients thereof on hand, nor does it authorize you to manufacture or to purchase or otherwise acquire explosives or ingredients thereof.

Failure to comply with any of the provisions of this order will constitute a violation of the Federal Explosives Act, punishable by a fine of not more than \$5,000 or by imprisonment for not more than one year, or by both such fine and imprisonment.

Dated: September 2, 1942.

R. R. SAYERS,
Director.

[F. R. Doc. 42-8753; Filed, September 4, 1942;
9:57 a. m.]

General Land Office.

[Public Land Order 34]

ALASKA

WITHDRAWING PUBLIC LANDS FOR THE USE OF THE WAR DEPARTMENT FOR MILITARY PURPOSES

By virtue of authority contained in the act of March 12, 1914, c. 37, 38 Stat. 305, 307 (U.S.C., title 48, sec. 303), and pursuant to Executive Order No. 9146 of April 24, 1942, it is ordered as follows:

The following-described public land is hereby withdrawn from sale or other disposal and reserved, subject to valid existing rights, and to the rights, if any, of the public to the area in the alley mentioned in the description, for the use of the War Department for military purposes:

Block 20, including the 20-foot alley therein, in Anchorage Town Site, as shown on the plat of survey approved September 10,

1915, by the Commissioner of the General Land Office.

Executive Order No. 1919½ of April 21, 1914, reserving certain lands for town-site purposes, is hereby modified to the extent necessary to permit the use of the above-described land as herein provided.

ABE FORTAS,

Acting Secretary of the Interior.

AUGUST 25, 1942.

[F. R. Doc. 42-8752; Filed, September 4, 1942; 9:57 a. m.]

[Public Land Order 35]

IDAHO, UTAH AND WYOMING

WITHDRAWING PUBLIC LANDS FOR USE IN CONNECTION WITH THE PROSECUTION OF THE WAR

By virtue of the authority vested in the President and pursuant to Executive Order No. 9146 of April 24, 1942, it is ordered as follows:

Subject to valid existing rights, all deposits of vanadium and all public lands containing such deposits owned by the United States in Bannock, Bear Lake, Bingham, Bonneville and Caribou Counties, Idaho, Rich County, Utah, and Lincoln, Sublette and Teton Counties, Wyoming, are hereby withdrawn from all forms of appropriation under the public land laws of the United States, including the mining laws, and from leasing under the provisions of the mineral leasing laws relating to phosphate deposits, and are reserved under the jurisdiction of the Secretary of the Interior for use in connection with the prosecution of the war.

The total area withdrawn, including both public and non-public lands, aggregates approximately 332,300 acres.

ABE FORTAS,

Acting Secretary of the Interior.

AUGUST 27, 1942.

[F. R. Doc. 42-8751; Filed, September 4, 1942; 9:57 a. m.]

DEPARTMENT OF AGRICULTURE.

Agricultural Marketing Administration.

[Docket No. AO 1-A 9]

CALIFORNIA, OREGON, AND WASHINGTON
WALNUTS

NOTICE OF HEARING

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 1940 ed. 601 *et seq.*), and in accordance with the applicable rules of practice and procedure thereunder (7 CFR §§ 900.1-900.17; 6 F.R. 6570, 7 F.R. 3350), notice is hereby given of a hearing to be held in the Comstock Room, Palace Hotel, San Francisco, California, at 9:30 a. m., P. w. t., September 11, 1942, with respect to proposed amendments to the marketing agreement, as amended, and order, as amended, regulating the handling of walnuts grown in California, Oregon, and Washington. These amend-

ments have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence with respect to the economic or marketing conditions which relate to the amendments, or any modification thereof, which are hereinafter set forth. Such evidence may also include economic or marketing data relative to the provisions of said marketing agreement, as amended, and order, as amended, which will be affected by approval of the proposed amendments or any modification thereof. The amendments which have been proposed are as follows:

(1) Delete the period at the end of the first sentence in section 2, article III (§ 901.4 (b)) of the aforesaid order, as amended, and insert in lieu thereof a semicolon and the following:

* * * and the salable percentage for the crop year September 1, 1942 to August 31, 1943, shall be sixty-five (65) percent.

(2) Delete the period at the end of the next to the last sentence in section 2, article III (§ 901.4 (b)) of the aforesaid order, as amended, and insert in lieu thereof a semicolon and the following:

* * * and thirty-five (35) percent, being the difference between the salable percentage for the crop year ending August 31, 1943, and one hundred (100) percent shall be the "surplus percentage" for said crop year.

(3) Delete all of the provisions contained in "Exhibit A" of the aforesaid order, as amended, and insert in lieu thereof the following as "Exhibit A" to said order, as amended:

EXHIBIT A—PACK SPECIFICATIONS FOR MERCHANTABLE WALNUTS

California Packs

No. 1 Grade or No. 1 Soft Shell. Walnuts produced from seedling trees or walnuts not properly classified in any of the following varietal packs, and in which not over 12 percent by count pass through a round opening $7\frac{3}{4}$ inches in diameter.

Large Budded. Walnuts produced from trees of the Placencia Perfection or closely similar varieties, and in which not over 12 percent by count pass through a round opening $7\frac{3}{4}$ inches in diameter.

Medium Budded. Walnuts produced from trees of the Placencia Perfection or closely similar varieties, and all of which pass through a round opening $7\frac{3}{4}$ inches in diameter and in which not over 12 percent by count can pass through a round opening $7\frac{3}{4}$ inches in diameter.

Large Concords. Walnuts of the Concord variety and of the same size specifications as given for Large Budded.

Medium Concords. Walnuts of the Concord variety and of the same size specifications as given for Medium Budded.

Large Eurekas. Walnuts of the Eureka variety and of the same size specifications as given for Large Budded.

Medium Eurekas. Walnuts of the Eureka variety and of the same size specifications as given for Medium Budded.

Large Franquettes. Walnuts of the Franquette variety and of the same size specifications as given for Large Budded.

Medium Franquettes. Walnuts of the Franquette variety and of the same size specifications as given for Medium Budded.

Large Mayettes. Walnuts of the Mayette variety and of the same size specifications as given for Large Budded.

Medium Mayettes. Walnuts of the Mayette variety and of the same size specifications as given for Medium Budded.

Large Paynes. Walnuts of the Payne variety and of the same size specifications as given for Large Budded.

Medium Paynes. Walnuts of the Payne variety and of the same size specifications as given for Medium Budded.

Baby Grade. Walnuts of any of the above-mentioned varieties may be packed under the designation of Baby Grade of that variety provided all such walnuts pass through a round opening $7\frac{3}{4}$ inches in diameter and not over 12 percent by count pass through a round opening $6\frac{3}{4}$ inch in diameter. Baby size walnuts of the Eureka, Franquette, or Payne varieties when packed as such shall be designated as "Long Type Baby Walnuts": *Provided, however,* That it shall not be obligatory on any packer to pack separately the Baby size of the different varieties.

No pack of any of the above-mentioned varieties except the No. 1 Grade and Baby Grades, shall contain in excess of 10 percent by count of walnuts of a dissimilar variety.

All of the walnuts contained in the foregoing packs shall be graded for size and culled for removal of external defects.

Oregon and Washington Packs

Oregon and Washington walnuts may be packed in any of the pack specifications above-described for California walnuts, and in addition thereto, the following pack specifications which apply only to walnuts grown in Oregon or Washington.

Large Soft Shells. Walnuts produced from seedling trees or walnuts not properly classified in any of the varietal packs, and in which not over 12 percent by count pass through a round opening $7\frac{3}{4}$ inches in diameter.

Medium Soft Shells. The same as Large Soft Shells except that all pass through a round opening $7\frac{3}{4}$ inches in diameter and not over 12 percent by count pass through a round opening $7\frac{3}{4}$ inches in diameter.

Baby Soft Shells. The same as Large and Medium Soft Shells except that all pass through a round opening $7\frac{3}{4}$ inches in diameter and not over 12 percent by count pass through a round opening $6\frac{3}{4}$ inch in diameter.

Baby Franquettes. Walnuts of the Franquette variety (subject to 10% tolerance for dissimilar varieties) and of the same size specifications as Baby Soft Shells.

Baby Mayettes. Walnuts of the Mayette variety (subject to 10% tolerance for dissimilar varieties) and of the same size specifications as Baby Soft Shells and Baby Franquettes.

All of the walnuts contained in the foregoing packs shall be graded for size and culled for removal of external defects.

(4) Provide that nothing contained in the foregoing amendments to the marketing agreement, as amended, and the order, as amended, shall be deemed to affect, waive, or terminate any right, duty, obligation, or liability which has arisen, or which prior to the effective date hereof, may arise in connection with, by virtue of, or pursuant to any provision of the aforesaid marketing agreement, as amended, and order, as amended, or affect, release, or extinguish any violation of the provisions of said marketing agreement, as amended, and order, as amended, or of any regulation issued pursuant thereto, or affect or impair any right or remedy of the Secretary of Agriculture of the United States or any other person with respect to any such violation.

Copies of this notice of hearing and of the aforesaid order, as amended, now in effect, may be procured from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, in Room 1019 South Building, Washington, D. C., or may be there inspected.

Dated: September 3, 1942.

[SEAL] GROVER B. HILL,
Assistant Secretary of Agriculture.

[F. R. Doc. 42-8784; Filed, September 4, 1942;
11:14 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

HANDKERCHIEF MANUFACTURING INDUSTRY

NOTICE OF HEARING

Notice of hearing to be held October 7, 1942 on the minimum wage recommendations of Industry Committee No. 46 for the Handkerchief Manufacturing Industry and the prohibition, restriction, or regulation of home work in the industry.

Whereas the Acting Administrator of the Wage and Hour Division of the United States Department of Labor, acting pursuant to section 5 (b) of the Fair Labor Standards Act of 1938 on July 23, 1942, by Administrative Order No. 149, appointed Industry Committee No. 46 for the Handkerchief Manufacturing Industry, composed of an equal number of representatives of the public, employers in the industry and employees in the industry, such representatives having been appointed with due regard to the geographical regions in which the industry is carried on; and

Whereas Industry Committee No. 46, on August 14, 1942, recommended a minimum wage rate for the Handkerchief Manufacturing Industry and duly adopted a report containing such recommendations and reasons therefor and filed such report with the Administrator on August 15, 1942, pursuant to section 8 (d) of the Act and § 511.19 of the regulations issued under the Act; and

Whereas the Administrator is required by section 8 (d) of the Act, after due notice to interested persons and giving them an opportunity to be heard, to approve and carry into effect by order the recommendation of Industry Committee No. 46 if he finds that the recommendation is made in accordance with the law and is supported by the evidence adduced at the hearing before him and taking into consideration the same factors as are required to be considered by the industry committee, will carry out the purposes of section 8 of the Act; and, if he finds otherwise, to disapprove such recommendation;

Now, therefore, notice is hereby given that:

I. The recommendation of Industry Committee No. 46 is as follows:

Wages at a rate of not less than 40 cents an hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the Handkerchief Manu-

facturing Industry (defined in Administrative Order No. 149) who is engaged in commerce or in the production of goods for commerce.

II. The definition of the Handkerchief Manufacturing Industry as set forth in Administrative Order No. 149, issued July 23, 1942, is as follows:

The manufacture of men's, women's and children's handkerchiefs, plain or ornamented, from any materials.

The definition of the Handkerchief Manufacturing Industry covers all occupations in the industry which are necessary to the production of the articles specified in the definition, including clerical, maintenance, shipping and selling occupations: *Provided, however*, That such clerical, maintenance, shipping, and selling occupations when carried on in a wholesaling or selling department physically segregated from other departments of a manufacturing establishment, the greater part of the sales of which wholesaling or selling department are sales of articles which have been purchased for resale, shall not be deemed to be covered by this definition, and *Provided, further*, That where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

III. The full text of the report and recommendation of Industry Committee No. 46 is and will be available for inspection by any person between the hours of 9:00 a. m. and 4:30 p. m. at the following offices of the United States Department of Labor, Wage and Hour Division:

Boston, Massachusetts, Old South Building, 294 Washington Street.

New York, New York, 341 Ninth Avenue.

Newark, New Jersey, Essex Building, 31 Clinton Street.

Philadelphia, Pennsylvania, 1216 Widener Building, Chestnut and Juniper Streets.

Pittsburgh, Pennsylvania, 219 Old Post Office Building, Fourth and Smithfield Streets.

Richmond, Virginia, 215 Richmond Trust Building, 627 East Main Street.

Baltimore, Maryland, 201 North Calvert Street.

Raleigh, North Carolina, North Carolina Department of Labor, Salisbury and Edenton Streets.

Columbia, South Carolina, Federal Land Bank Building, Hampton and Marion Streets.

Atlanta, Georgia, Fifth Floor, Witt Building, 249 Peachtree Street NE.

Jacksonville, Florida, 456 New Post Office Building.

Birmingham, Alabama, 1908 Comer Building, 2nd Avenue and 21st Street.

New Orleans, Louisiana, 916 Union Building.

Jackson, Mississippi, 402 Deposit Guaranty Bank Building, 102 Lamar Street.

Nashville, Tennessee, 509 Medical Arts Building, 115 Seventh Avenue, N.

Cleveland, Ohio, Main Post Office, West 3rd and Prospect Avenue.

Cincinnati, Ohio, 1312 Traction Building, 5th and Walnut Streets.

Detroit, Michigan, David Scott Building, 1150 Griswold Street.

Chicago, Illinois, 1200 Merchandise Mart, 222 W. North Bank Drive.

Minneapolis, Minnesota, 406 Pence Building, 730 Hennepin Avenue.

Kansas City, Missouri, 504 Title & Trust Building, 10th & Walnut Streets.

St. Louis, Missouri, 100 Old Federal Building.

Denver, Colorado, 300 Chamber of Commerce Building, 1726 Champa Street.

Dallas, Texas, Rio Grande National Building, 1100 Main Street.

San Francisco, California, Room 500, Humboldt Bank Building, 785 Market Street.

Los Angeles, California, 417 H. W. Hellman Building.

Seattle, Washington, 305 Post Office Building, 3rd Avenue and Union Street.

San Juan, Puerto Rico, Post Office Box 112.

Washington, District of Columbia, Department of Labor, 1st Floor.

New York, New York, 165 West 46th Street.

Copies of the committee's report and recommendation may be obtained by any person upon request addressed to the Administrator of the Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York, New York.

IV. A public hearing will be held on October 7, 1942, before Major Robert N. Campbell, Presiding Officer, at 10:00 a. m. in Room 1610, 165 West 46th Street, New York, New York, for the purpose of taking evidence on the following questions:

1. Whether the recommendation of Industry Committee No. 46 should be approved or disapproved.

2. In the event an order is issued approving the recommendation, what, if any, prohibition, restriction, or regulation of home work in this industry is necessary to carry out the purpose of such order, to prevent the circumvention or evasion thereof, and to safeguard the minimum wage rate established therein.

V. Any interested persons supporting or opposing the recommendation of Industry Committee No. 46 may appear at the aforesaid hearing to offer evidence, either on his behalf or on behalf of any other person; *Provided*, That not later than September 30, 1942 such person shall file with the Administrator at New York, New York, a notice of his intent to appear which shall contain the following information:

1. The name and address of the person appearing.

2. If such person is appearing in a representative capacity, the name and address of the person or persons whom he is representing.

3. Whether such person proposes to appear for or against the recommendation of Industry Committee No. 46.

4. The approximate length of time requested for his presentation.

Such notice may be mailed to the Administrator, Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York, New York, and shall be deemed filed upon receipt thereof.

VI. Any person interested in supporting or opposing the recommendation of Industry Committee No. 46 may secure further information concerning the aforesaid hearing by inquiry directed to the Administrator, Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York, New York, or by consulting with attorneys representing the Administrator who will be available for that purpose at the Office of the Solicitor, United States Department of Labor, in Washington, D. C. and New York, New York.

VII. Copies of the following documents relating to the Handkerchief Manufacturing Industry will be made available on request for inspection by any interested person who intends to appear at the aforesaid hearing:

Report entitled, *Report on the Handkerchiefs Branch of the Apparel Industry*, prepared by the Economics Branch, Wage and Hour Division, United States Department of Labor, June, 1939.

Report entitled, *Economic Factors Bearing on the Revision of the Minimum Wage Rate in the Handkerchief Manufacturing Industry*, prepared by the Economics Branch, Wage and Hour Division, United States Department of Labor, August, 1942.

VIII. The hearing will be conducted in accordance with the following rules, subject, however, to such subsequent modifications by the Administrator or the Presiding Officer as are deemed appropriate:

1. The hearings shall be stenographically reported and a transcript made which will be available to any person at prescribed rates upon request addressed to the Administrator, Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York, New York.

2. In order to maintain orderly and expeditious procedure, each person filing a Notice to Appear shall be notified, if practicable, of the approximate day and the place at which he may offer evidence at the hearing. If such person does not appear at the time set in the notice, he will not be permitted to offer evidence at any other time except by special permission of the Presiding Officer.

3. At the discretion of the Presiding Officer, the hearing may be continued from day to day, or adjourned to a later date, or to a different place, by announcement thereof at the hearing by the Presiding Officer, or by other appropriate notice.

4. At any stage of the hearing, the Presiding Officer may call for further evidence upon any matter. After the Presiding Officer has closed the hearing before him, no further evidence shall be taken, except at the request of the Administrator, unless provision has been made at the hearing for the later receipt of such evidence. In the event that the Administrator shall cause the

hearing to be reopened for the purpose of receiving further evidence, due and reasonable notice of the time and place fixed for such taking of testimony shall be given to all persons who have filed a notice of intention to appear at the hearing.

5. All evidence must be presented under oath or affirmation.

6. Written documents or exhibits, except as otherwise permitted by the Presiding Officer, must be offered in evidence by a person who is prepared to testify as to the authenticity and trustworthiness thereof, and who shall, at the time of offering the documentary exhibit, make a brief statement as to the contents and manner of preparation thereof.

7. Written documents and exhibits shall be tendered in duplicate and the persons preparing the same shall be prepared to supply additional copies if such are ordered by the Presiding Officer. When evidence is embraced in a document containing matter not intended to be put in evidence, such a document will not be received, but the person offering the same may present to the Presiding Officer the original document together with two copies of those portions of the document intended to be put in evidence. Upon presentation of such copies in proper form, the copies will be received in evidence.

8. Subpoenas requiring the attendance of witnesses or the presentation of a document from any place in the United States at any designated place of hearing may be issued by the Administrator at his discretion, and any person appearing in the proceeding may apply in writing for the issuance by the Administrator of the subpoena. Such application shall be timely and shall identify exactly the witness or document and state fully the nature of the evidence proposed to be secured.

9. Witnesses summoned by the Administrator shall be paid the same fees and mileage as are paid witnesses in the courts of the United States. Witness fees and mileage shall be paid by the party at whose instance witnesses appear, and the Administrator before issuing subpoena may require a deposit of an amount adequate to cover the fees and mileage involved.

10. The rules of evidence prevailing in the courts of law or equity shall not be controlling.

11. The Presiding Officer may, at his discretion, permit any person appearing in the proceeding to cross-examine any witness offered by another person insofar as is practicable, and to object to the admission or exclusion of evidence by the Presiding Officer. Requests for permission to cross-examine a witness offered by another person and objections to the admission or exclusion of evidence shall be stated briefly with the reasons for such request or the ground of objection relied on. Such requests or objections shall become a part of the record, but this record shall not include argument thereon except as ordered by the Presiding Officer. Objections to the approval of the Committee's recommendation and to the pro-

mulgation of a wage order based upon such approval must be made at the hearing before the Presiding Officer.

12. Before the close of the hearing, the Presiding Officer shall receive written requests from persons appearing in the proceeding for permission to make oral arguments before the Administrator upon the matter in issue. These requests will be forwarded to the Administrator by the Presiding Officer with the record of the proceedings. If the Administrator, in his discretion, allows the request, he shall give such notice thereof as he deems suitable to all persons appearing in the proceedings, and shall designate the time and place at which the oral arguments shall be heard. If such requests are allowed, all persons appearing at the hearing will be given opportunity to present oral argument.

13. Briefs (12 copies) may be submitted to the Administrator following the close of the hearing, by any persons appearing therein. Notice of the final dates for filing such briefs shall be given by the Administrator in such manner as shall be deemed suitable by him.

14. On the close of the hearing, the Presiding Officer shall forthwith file a complete record of the proceedings with the Administrator. The Presiding Officer shall not file an intermediate report unless so directed by the Administrator. If a report is filed, it shall be advisory only and have no binding effect upon the Administrator.

15. No order issued as a result of the hearing will take effect until after due notice is given of the issuance thereof by publication in the FEDERAL REGISTER.

Signed at New York, New York, this 2d day of September 1942.

WILLIAM B. GROGAN,
Acting Administrator.

[F. R. Doc. 42-8748; Filed, September 4, 1942;
9:54 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6420]

ALL AMERICA CABLES AND RADIO, INC.

ORDER SETTING HEARING, ETC.

In the matter of All America Cables and Radio, Inc. Increased rates from Brazil and Honduras to points in the United States.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 1st day of September, 1942:

It appearing that All America Cables and Radio, Inc. has filed with the Commission a tariff schedule, to become effective September 8, 1942, stating increased charges for and in connection with telegraph messages from Brazil to Key West, Florida, and for and in connection with British Government telegraph messages from Honduras to the District of Columbia; said tariff schedules being designated as follows: All America Cables and Radio, Inc., F. C. C. No. 2, 7th Revised page 54, 6th Revised page 72.

It further appearing that said tariff schedules state increased charges for the receipt, transmission and delivery of telegraph communications in foreign commerce; that the rights of the public may be injuriously affected thereby; and it being the opinion of the Commission that the effective date of said schedules, insofar as they relate to increased charges for and in connection with telegraph messages from Brazil to Key West, Florida, and British Government Telegraph messages from Honduras to the District of Columbia, should be postponed pending hearing and decision on the lawfulness of such increased charges;

It is ordered, That the Commission, upon its own motion, without further pleading, enter upon a hearing concerning the lawfulness of charges contained in 7th Revised page 54 and 6th Revised page 72 of All America Cables and Radio, Inc., Tariff F.C.C. No. 2, insofar as they relate to telegraph messages from Brazil to Key West, Florida, and to British Government telegraph messages from Honduras to the District of Columbia;

It is further ordered, That the operation of said schedules, contained in said tariff, insofar as they provide for increased charges for and in connection with telegraph messages from Brazil to Key West, Florida, and British Government telegraph messages from Honduras to the District of Columbia, be suspended; that the use of the charges therein stated as applicable to such messages be deferred until three months beyond the time when they would otherwise go into effect, unless otherwise ordered by the Commission; and that during said period of suspension no changes shall be made in such charges or in the charges sought to be altered, unless authorized by special permission of the Commission.

It is further ordered, That an investigation be, and the same is hereby, instituted into the lawfulness of the rates, charges, classifications, regulations, practices and services of All America Cables and Radio, Inc. for and in connection with telegraph service between Brazil and the United States and between Honduras and the United States;

It is further ordered, That in the event a decision as to the lawfulness of the charges herein suspended has not been made during the suspension period, and said charges shall go into effect, All America Cables and Radio, Inc. and all other carriers subject to the Commission's jurisdiction participating in the service provided under the tariff provisions herein suspended, shall, until further order of the Commission, each keep accurate account of all amounts charged, collected, or received by reason of any increase in charges effected thereby; and that each such carrier shall specify in such accounts by whom and in whose behalf such amounts are paid;

It is further ordered, That All America Cables and Radio, Inc., and each such participating carrier subject to the Commission's jurisdiction shall file with this Commission a report, under oath, on or before the 10th day of each calendar month commencing January 10, 1943, showing the amounts charged, collected,

or received and accounted for as aforesaid during the previous calendar month;

It is further ordered, That a copy of this order be filed in the office of the Federal Communications Commission with said tariff schedules herein suspended in part; that copies hereof be served upon the carriers parties to such schedules; and that said carriers parties be, and they are hereby, each made a party respondent to this proceeding;

It is further ordered, That this proceeding be, and the same is hereby assigned for hearing on the 25th day of September, 1942, at the offices of the Federal Communications Commission, in Washington, D. C.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-8785; Filed, September 4, 1942;
11:40 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 4624]

AMERICAN SCHOOL OF COMMERCE, ET AL.
ORDER APPOINTING TRIAL EXAMINER AND FIX-
ING TIME AND PLACE FOR TAKING TESTI-
MONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 3d day of September, A. D. 1942.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U.S.C.A., section 41),

It is ordered, That Andrew B. Duvall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, September 16, 1942, at ten o'clock in the forenoon of that day (Central Standard Time), in the Court Room, Third Floor, West, County Court House, Omaha, Nebraska.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the evidence.

By the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-8780; Filed, September 4, 1942;
10:59 a. m.]

THOMAS J. CASEY

[Docket No. 4586]

ORDER APPOINTING TRIAL EXAMINER AND FIX-
ING TIME AND PLACE FOR TAKING TESTI-
MONY

At a regular session of the Federal Trade Commission, held at its office in

the City of Washington, D. C., on the 2d day of September, A. D. 1942.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U.S.C.A., section 41),

It is ordered, That Andrew B. Duvall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, September 14, 1942, at ten o'clock in the forenoon of that day (Central Standard Time), in the Hotel Nicolet, Minneapolis, Minnesota.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the evidence.

By the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 42-8781; Filed, September 4, 1942;
10:59 a. m.]

INTERSTATE COMMERCE COMMISSION.

HAZARDS INVOLVED IN ACCIDENTS OF MOTOR
VEHICLES WITH EXPLOSIVE LOADINGS

NOTICE TO MOTOR CARRIERS

AUGUST 28, 1942.

Recently there has come to the attention of the Commission for appropriate action an accident involving a tractor-semitrailer combination transporting dangerous explosives. This accident involved a collision which started a fire on the tractor which later resulted in a fire and explosion of the contents of the semitrailer. Six persons were killed and 40 injured, more than five seriously, as a result of the explosion which followed the fire. All buildings within a radius of 600 feet were razed, burned, or heavily damaged and numerous motor vehicles were severely damaged by concussion. Property damage estimated at several hundreds of thousands of dollars was caused in the vicinity and at a distance of several miles.

The deaths directly or indirectly attributable to the explosion occurred because persons failed to evacuate nearby buildings, were congregated too close, or were attempting to pass the vehicle which was on fire. Had sufficient forewarning been given to these persons and to others, most, if not all, of the lives could have been saved, and the property damage could have been saved, and the property damage could have been materially reduced.

The apparent reason such forewarning was not given was that neither the drivers of the vehicles nor the police officers present were aware of or sufficiently impressed with, the gravity of the hazard, which eventuated as described.

Every carrier engaged in the transportation of explosives should take especial care in the instruction of his drivers in the regulations of this Commission applying to the transportation of explosives by motor vehicle as required by said regulations; and each driver should be impressed with the likelihood of the explosion of the contents in the event of fire and with the gravity of the hazard of such an explosion.

In the event of collision involving the carrier's vehicle and another vehicle or with a fixed object, carriers' drivers should be fully informed as to the hazard of moving any entangled vehicle until the explosives contents together with any fragments, have been removed to a distance at least 200 feet from the scene of the accident and the same distance, if feasible, from any habitation, in accordance with the provisions of section 828 (a) (1) of Part 7—Regulations Applying to Shipments Made by Way of Common and Contract Carriers by Public Highway.

In the event of fire or of collision or both, drivers should be instructed by the carriers to inform all persons in the vicinity of the accident of the probable hazard and, as soon as opportunity affords, police officers should be sought out and impressed with the gravity of the hazard and warned of the imperative need for: (1) the warning of persons in the vicinity; (2) the prevention of the congregation of vehicles or persons; (3) the prevention of the movement of traffic past, near or toward the burning or entangled vehicle, at least in its vicinity, and more particularly in the event of fire.

Similar information should be given to fire departments so that they may have proper facts upon which to base a judgment as to whether to abandon the vehicle or whether to attempt to extinguish the fire, and to use the proper method in the latter event. In many instances fire may be extinguished by the use of sand or dirt.

Section 828 (a) (1) of "Part 7—Regulations Applying to Shipments Made by Way of Common and Contract Carriers by Public Highway" requires the removal of the explosives contents from vehicles which have been entangled. Whether or not it is feasible to attempt to remove the explosives contents from a vehicle, a portion of which is on fire, is a matter upon which advice cannot be offered, as the relative hazards involved in removing the contents in the event of fire as compared to the possible hazard of the detonation of the contents cannot be predetermined. The most imperative duty of those in charge of the situation in such a case is, as has been set forth, to warn others of the probable result in the event explosion occurs, which eventuality, as was exemplified in the case to which attention is herein directed, is very likely.

[SEAL]

W. P. BARTEL,
Secretary.[F. R. Doc. 42-8787; Filed, September 4, 1942;
11:09 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order No. 60]

2,355 SHARES OF THE CAPITAL STOCK OF SOUTH TEXAS COMPRESS COMPANY

Under the authority of the Trading with the enemy Act, as amended,¹ and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

2,355 shares of \$100 par value common capital stock of South Texas Compress Company, a Texas corporation, the names and last known addresses of the owners of which, and the number of shares owned by them, respectively, are as follows:

Names	Last known addresses	Number of shares
H. Nanri.....	Osaka, Japan.....	1,105
S. Tagawa.....	Osaka, Japan.....	1,050
K. Sasaoka.....	(Alien detention camp).....	200
Total.....		2,355

is property of nationals, and represents control of a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein

shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.[F. R. Doc. 42-8686; Filed, September 3, 1942;
11:41 a. m.]

[Vesting Order No. 62]

740 SHARES OF THE CAPITAL STOCK OF S. HATA SHOTEN, LIMITED

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

740 shares of \$100 par value common capital stock of S. Hata Shoten, Limited, an Hawaiian corporation, the names and last known addresses of the owners of which, and the number of shares owned by them, respectively, are as follows:

Names	Last known addresses	Number of shares
Tamotsu Hata.....	Osaka, Japan.....	630
Sadanosuke Hata.....	Hiroshima, Japan.....	100
Masa Hata.....	Hiroshima, Japan.....	10
Total.....		740

is property of nationals, and represents control of a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date

¹ 7 F.R. 5205.

hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on July 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8687; Filed, September 3, 1942;
11:41 a. m.]

[Vesting Order No. 63]

988 SHARES OF THE CAPITAL STOCK OF
ORANGE PETROLEUM CORPORATION AND
CERTAIN INDEBTEDNESS OWING BY IT

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

(a) That the property described as follows:

988 shares of no par value capital stock of Orange Petroleum Corporation, a Delaware corporation, the numbers of the certificates representing which, the number of shares represented by such certificates, and the names and last known addresses of the registered owners of which, are, respectively, as follows:

Certificate numbers	Number of shares	Names and addresses
16.....	532	James Lee Kauffman, 70 Pine Street, New York, New York, as trustee for Kawasaki Dockyard Company, Ltd., Kobe, Japan and/or the latter's successor Kawasaki Heavy Industries, Ltd., Osaka, Japan;
24.....	456	M. Itani, Kobe, Japan, as trustee for Kawasaki Dockyard Company, Ltd., Kobe, Japan and/or the latter's successor Kawasaki Heavy Industries, Ltd., Osaka, Japan;
Total..	988	

is property of nationals, and represents control of a business enterprise within the United States which is a national, of a designated enemy country (Japan); and

(b) That the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of the aforesaid Kawasaki Dockyard Company, Ltd. and/or its successor Kawasaki Heavy Industries, Ltd. in and to all indebtedness, contingent or otherwise and whether or not matured, owing to them or either of them by said Orange Petroleum Corporation, including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness,

is an interest in the aforesaid business enterprise held by a national of an enemy country, and also is property within

the United States owned or controlled by a national of a designated enemy country (Japan), and determining that the property described in this sub-paragraph (b) is necessary for the maintenance or safeguarding of other property (namely, that hereinbefore described in sub-paragraph (a)) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive Order;

and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests all such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on July 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8688; Filed, September 3, 1942;
11:41 a. m.]

[Vesting Order No. 64]

ALL OF THE CAPITAL STOCK OF ASANO &
COMPANY OF NEW YORK, INC.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of Asano & Company of New York, Inc., a New York corporation, consisting of 500 shares of \$100 par value common capital stock, the names of the registered owners of which, and the number of shares owned by them, respectively, are as follows:

Names:	Number of shares
F. L. MacWatty.....	200
F. G. Ruggles.....	150
R. L. Zelgier.....	150
Total.....	500

is property of nationals, and represents ownership of a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determinations of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on July 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8689; Filed, September 3, 1942;
11:42 a. m.]

[Vesting Order No. 65]

ALL OF THE CAPITAL STOCK OF HEIDELBERG
PRINTING MACHINERY CORPORATION

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the undersigned, after investigation, finding:

(a) That the property described as follows:

All of the capital stock of Heidelberg Printing Machinery Corporation, a New York corporation, consisting of 500 shares of \$100 par value common stock owned by Schnellpressen Fabrik, A. G., Heidelberg, Germany.

is property of, and represents ownership of a business enterprise within the United States which is, a national of a designated enemy country (Germany); and

(b) That the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of the aforesaid Schnellpressen Fabrik, A. G., in and to all indebtedness, contingent or otherwise and whether or not matured, owing to it by said Heidelberg Printing Machinery Corporation, including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness,

is an interest in the aforesaid business enterprise held by a national of an enemy country, and also is property within the United States owned or controlled by a national of a designated enemy country (Germany), and determining that the property described in this sub-paragraph (b) is necessary for the maintenance or safeguarding of other property [namely, that hereinbefore described in sub-paragraph (a)] belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive Order;

and determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests all such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property

Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8755; Filed, September 4, 1942;
10:51 a. m.]

[Vesting Order No. 69]

ALL OF THE CAPITAL STOCK OF SHINYEI CORPORATION

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of Shinyei Corporation, a New York corporation, consisting of 500 shares of \$100 par value common capital stock, the names and last known addresses of the owners of which, and the number of shares owned by them respectively, are as follows:

Names	Last known addresses	Number of shares
Katsushiki Katsuyama	Kobe, Japan.	300
Chuzo Kosuge	Kobe, Japan.	100
Takeshi Tashiro	Kobe, Japan.	100
Total		500

is property of nationals, and represents ownership of a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8690; Filed, September 3, 1942;
11:42 a. m.]

[Vesting Order No. 71]

ASSETS OF HINODE PETROLEUM COMPANY, LTD.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, Hinode Petroleum Company, Ltd., a Japanese corporation, Kobe, Japan, or its American branch located at Los Angeles, California,

is property of nationals, and represents an interest in a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Japan) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such

return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8691; Filed, September 3, 1942;
11:42 a. m.]

[Vesting Order No. 73]

**100 SHARES OF THE CAPITAL STOCK OF
METRO STAMP CO. LTD., AND CERTAIN IN-
DEBTEDNESS OWING BY IT**

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

(a) That the property described as follows:

All right, title and interest of Vittorio Lo-Bianco, whose last known address was represented to the undersigned as being Italy, in and to 100 shares of no par value common capital stock of Metro Stamp Co., Ltd., a New York corporation, which shares are registered in the name of, and held under a voting trust agreement by, Leo Walton, as attorney and trustee, 150 William Street, New York, New York,

is property of, and represents an interest in a business enterprise within the United States which is, a national of a designated enemy country (Italy); and

(b) That the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of the aforesaid Vittorio LoBianco in and to all indebtedness, contingent or otherwise and whether or not matured, owing to him by said Metro Stamp Co., Ltd., including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness,

is an interest in the aforesaid business enterprise held by a national of an enemy country, and also is property within the United States owned or controlled by a national of a designated enemy country (Italy), and determining that the property described in this subparagraph (b) is necessary for the maintenance or safeguarding of other property [namely, that hereinbefore described in sub-paragraph (a)] belonging to the same national of the same designated

enemy country and subject to vesting (and in fact vested by this Order) pursuant to section 2 of said Executive Order;

and determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests all such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8756; Filed, September 4, 1942;
10:51 a. m.]

[Vesting Order No. 74]

**1,523 SHARES OF THE CAPITAL STOCK OF
THE AMERICAN PLATINUM WORKS**

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, finding that the property described as follows:

1,523 shares of \$100 par value common capital stock of The American Platinum Works, a New Jersey corporation, owned by W. C. Heraeus, G. m. b. H., Hanau, Germany,

is property of, and represents an interest in a business enterprise within the United States which is, a national of a designated enemy country (Germany), and

determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8757; Filed, September 4, 1942;
10:51 a. m.]

[Vesting Order No. 75]

ASSETS OF S. ISHIMITSU COMPANY

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All right, title and interest of Suetoshi Ishimitsu, Kobe, Japan in and to S. Ishimitsu Company, the name under which he maintains offices and does business in Los Angeles and San Francisco, California, and all property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to said Suetoshi Ishimitsu or S. Ishimitsu Company,

is property of, and represents ownership of a business enterprise within the United States which is, a national of a designated enemy country (Japan), and determining that to the extent that either or both of such nationals are persons not

within a designated enemy country, such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Japan), or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8692; Filed, September 3, 1942;
11:43 a. m.]

[Vesting Order No. 76]

6,800 SHARES OF THE CAPITAL STOCK OF JAPAN COTTON COMPANY

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

6,800 shares of the common capital stock of Japan Cotton Company, a Texas corporation, the names and last known addresses of

the registered owners of which, and the number of shares owned by them respectively, are as follows:

Names	Last known addresses	Number of shares
T. Katayama	Osaka, Japan	500
S. Matsui	Osaka, Japan	500
U. Miyagi	Osaka, Japan	500
Y. Nishijima	Osaka, Japan	300
T. Hishida	Osaka, Japan	200
T. Shibata	Osaka, Japan	200
K. Nagayama	Osaka, Japan	100
M. Yamakawa	Osaka, Japan	2,000
S. Tsukaguchi	Osaka, Japan	2,000
T. Ozawa	Japan (by repatriation)	300
M. Yamamoto	Japan (by repatriation)	200
Total		6,800

is property of nationals, and represents control of a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein

shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8693; Filed, September 3, 1942;
11:43 a. m.]

[Vesting Order No. 77]

ASSETS OF KAWASAKI KISEN KAISHA, LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, Kawasaki Kisen Kaisha, Ltd., a Japanese corporation, Kobe, Japan, or any and all of its three American branches located at: 8-10 Bridge Street, New York, New York; 311 California Street, San Francisco, California, and 1225 Exchange Building, Seattle, Washington,

is property of nationals, and represents an interest in a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian

a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8694; Filed, September 3, 1942;
11:43 a. m.]

[Vesting Order No. 78]

ASSETS OF ASANO BUSSAN COMPANY, LTD.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, Asano Bussan Company, Ltd., a Japanese corporation, Tokyo, Japan, or any and all of its three American branches located at: 165 Broadway, New York, New York, 587 Chamber of Commerce Building, Los Angeles, California, and 2203 Exchange Building, Seattle, Washington,

is property of nationals, and represents an interest in a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any

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claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8695; Filed, September 3, 1942;
11:43 a. m.]

[Vesting Order No. 79]

ASSETS OF MORIMURA BROS., INC.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, Morimura Bros., Inc., a Japanese corporation, Tokio, Japan, or its American branch located at 53 West 23rd Street, New York, New York,

is property of nationals, and represents an interest in a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8696; Filed, September 3, 1942;
11:43 a. m.]

[Vesting Order No. 80]

ASSETS OF KAWASAKI KISEN KABUSHIKI KAISHA

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, Kawasaki Kisen Kabushiki Kaisha, a Japanese corporation, Kobe, Japan, or its American branch located at San Francisco, California,

is property of nationals, and represents an interest in a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8697; Filed, September 3, 1942;
11:44 a. m.]

[Vesting Order No. 81]

ASSETS OF IWAI & COMPANY, LTD.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, Iwai & Company, Ltd., a Japanese corporation, Osaka, Japan, or its American branch located at 233 Broadway, New York, New York.

is property of nationals, and represents an interest in a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may

file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8698; Filed, September 3, 1942;
11:45 a. m.]

[Vesting Order Number 82]

ALL CAPITAL STOCK OF TOYO MACHINE CO., INC., AND CERTAIN INDEBTEDNESS OWING BY IT

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

(a) That the property described as follows:

All of the capital stock of Toyo Machine Co., Inc., a New York corporation, consisting of 100 shares of no par value common stock registered in the name of Toyo Machine Co., Osaka, Japan.

is property of, and represents ownership of a business enterprise within the United States which is, a national of a designated enemy country (Japan); and

(b) That the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of the aforesaid Toyo Machine Co., Osaka, Japan, in and to all indebtedness, contingent or otherwise and whether or not matured, owing to it by said Toyo Machine Co., Inc., a New York corporation, including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness.

is an interest in the aforesaid business enterprise held by a national of an enemy country, and also is property within the United States owned or controlled by a national of a designated enemy country (Japan), and determining that the property described in this subparagraph (b) is necessary for the maintenance or safeguarding of other property (namely, that hereinbefore described in subparagraph (a)) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to Section 2 of said Executive Order;

and determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated en-

emy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests all such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8699; Filed, September 3, 1942;
11:45 a. m.]

[Vesting Order No. 83]

ALL OF THE CAPITAL STOCK OF S. SUZUKI & CO. OF NEW YORK, LTD.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of S. Suzuki & Co. of New York, Ltd., a New York corporation, consisting of 1,000 shares of \$100 par value common stock owned by S. Suzuki & Co., Ltd., a Japanese corporation, Tokyo, Japan,

is property of, and represents ownership of a business enterprise within the United States which is, a national of a designated enemy country (Japan), and determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national

interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8700; Filed, September 3, 1942;
11:46 a. m.]

[Vesting Order No. 84]

2,500 SHARES OF THE CAPITAL STOCK OF ATLANTIC ASSETS CORPORATION

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

2,500 shares of no par value capital stock of Atlantic Assets Corporation, a Delaware corporation, owned by the persons whose names, last known addresses and number and class of shares owned by them, respectively, are as follows:

Names	Last known addresses	Class A preferred stock	Class B common stock
Mrs. Claire Hugo Stinnes.	Schlossstrasse 54, Muelheim-Ruhr, Germany.	750	750
Hanns H. Stinnes.	Uhlenhorstweg 10a, Muelheim-Ruhr, Germany.	250	250
Mrs. A. Fischer.	Kriegsbergstrasse 15, Stuttgart, Germany.	250	250
Totals.		1,250	1,250

is property of nationals, and represents an interest in a business enterprise within the United States which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on July 30, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8758; Filed, September 4, 1942;
10:51 a. m.]

[Vesting Order No. 87]

7,405 SHARES OF THE CAPITAL STOCK OF GOSHO COMPANY, INC.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

7,405 shares of \$100 par value common capital stock of Gosho Company, Inc., a Texas corporation, the names and last known addresses of the owners of which, and the number of shares owned by them respectively, are as follows:

Names	Last known addresses	Number of shares
Ichitaro Abe.	Osaka, Japan.	600
Iwao Asahi.	Osaka, Japan.	400
Shigetoshi Kida.	Osaka, Japan.	100
Yohel Kitagawa.	Osaka, Japan.	500
Rinosuke Murata.	Osaka, Japan.	600
Hichirobei Nose.	Osaka, Japan.	1,000
Chozo Nishikawa.	Osaka, Japan.	5
Tsuguo Nambu.	Osaka, Japan.	25
Takeshiro Nishikawa.	Osaka, Japan.	50
Masaru Nakao.	Osaka, Japan.	600
Toshiharu Takeuchi.	Osaka, Japan.	25
Genichiro Wakabayashi.	Osaka, Japan.	875
Kunio Yamada.	Osaka, Japan.	600
Motojiro Yoshida.	Osaka, Japan.	575
Kyujiro Akashi.	(Alien detention camp.)	50
Kenjiro Emura.	(Alien detention camp.)	500
Ryoso Sasaki.	(Alien detention camp.)	400
Shinnosuke Iwai.	Japan (by repatriation).	7,405
Total.		

is property of nationals, and represents control of a business enterprise within the United States which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Japan) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein

shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 31, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8701; Filed, September 3, 1942;
11:46 a. m.]

[Vesting Order No. 88]

66 $\frac{2}{3}$ SHARES OF THE CAPITAL STOCK OF
AFRICAN-ASIATIC TRADING CO., INC.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

66 $\frac{2}{3}$ shares of the common capital stock of African-Asiatic Trading Co., Inc., a New York corporation, owned by H. N. Capelluto whose last known address was represented to the undersigned as being Kobe, Japan,

is property of, and represents an interest in a business enterprise within the United States which is, a national of a designated enemy country (Japan); and determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein

shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on July 31, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8702; Filed, September 3, 1942;
11:46 a. m.]

GEORGE EHRET BREWERY, INC., AND GEORGE
EHRET PROPERTIES, INC.

[Vesting Order No. 90]

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

2,370 shares of no par value common capital stock of George Ehret Brewery, Inc., a New York corporation, and

60 shares of no par value common capital stock of George Ehret Properties, Inc., a New York corporation,

all of which shares in both of said corporations are registered in the name of Carl Stangen whose last known address was represented to the undersigned as being in Germany,

is property of a national, and represents interests in business enterprises within the United States which are nationals, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property

Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 6, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8759; Filed, September 4, 1942;
10:52 a. m.]

[Vesting Order No. 91]

998 SHARES OF THE CAPITAL STOCK OF
KATAKURA CORPORATION

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

998 shares of \$100 par value common capital stock of Katakura Corporation, a New York corporation, which is a business enterprise within the United States, the names and last known addresses of the registered owners of which, and the number of shares owned by them respectively, are as follows:

Names	Last known addresses	Number of shares
Katakura and Company, Ltd., a Japanese corporation	Tokyo, Japan....	991
Buhichi Komura.....	Japan.....	1
Masuo Kobayashi.....	Japan.....	1
Yasuto Ariga.....	Japan.....	1
Senzo Usui.....	Japan.....	1
Eiki Yano.....	Japan.....	1
Takeshi Baba.....	Japan.....	1
Masumi Hanaoka.....	(Alien detention camp.)	1
Total.....		998

is property of nationals, and represents control of said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian.

This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 6, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8703; Filed, September 3, 1942;
11:46 a. m.]

[Vesting Order No. 92]

ALL OF THE CAPITAL STOCK OF MOGI,
MOMONOI & CO., INC.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

(a) That the property described as follows:

All of the capital stock of Mogi, Momonoi & Co., Inc., a New York corporation, which is a business enterprise within the United States, consisting of 1,870 shares of \$100 par value common stock, the names and last known addresses of the owners of which, and the number of shares owned by them respectively, are as follows:

Names	Last known addresses	Number of shares
H. Hirano	Yokohama, Japan	35
H. Ichikawa	Nagoya, Japan	66
K. Iouye	Yokohama, Japan	25
I. Kikuchi	Tokio, Japan	70
S. Kuchi	Yokohama, Japan	125
Kintaro Moei	Yokohama, Japan	264
Kohel Mogi	Yokohama, Japan	35
S. Mogi	Yokohama, Japan	200
T. Momonoi	Yokohama, Japan	523
Y. Momonoi	Yokohama, Japan	10
K. Ohata	Yokohama, Japan	45
Montaro Sakurai	Nagoya, Japan	45
Mitsuji Sakurai	Nagoya, Japan	80
R. Soyeljiwa	Yokohama, Japan	30
Y. Takahashi	Yokohama, Japan	45
Y. Wakamiya	Tokio, Japan	125
K. Yamamoto	Yokohama, Japan	22
S. Yanase	Nagoya, Japan	125
Total		1,870

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Japan); and

(b) That the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of T. Momonoi and Y. Wakamiya, and each of them, in and to all indebtedness, contingent or otherwise and whether or not matured, owing to them or either of them by said Mogi, Momonoi & Co., Inc., including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness,

is an interest in the aforesaid business enterprise held by a national of an enemy country, and also is property within the United States owned or controlled by a national of a designated enemy country (Japan), and determining that the property described in this subparagraph (b) is necessary for the maintenance or safeguarding of other property [namely, that hereinbefore described in subparagraph (a)] belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive Order;

and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Japan) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein

shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 6, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8704; Filed, September 3, 1942;
11:46 a. m.]

[Vesting Order No. 95]

ALL OF THE CAPITAL STOCK OF RONDAC
CORPORATION

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of Rondac Corporation, a Delaware corporation, consisting of 70 shares of \$100 par value common stock, the names and last known addresses of the owners of which, and the number of shares owned by them respectively, are as follows:

Names and last known addresses	Number of shares
Erich Muller, Josefstr. 4, Dresden A-20, Germany	10
Otto von Muller, Weissagk, Post Wendisch, Drehsna, Germany	10
Horst Muller, Gustavheim, Dresden, Payretz, Germany	10
Fritz Muller, Seidenberg, Ober Lausitz, Germany	10
Cacilie Duderstaedt, Dresdnerstr. 43, Chemnitz, Germany	10
Elisabeth Wiede, Gellerstr. 4, Dresden, Germany	10
Annemarie Christoffers, Angelikastrasse 1, Dresden, N. 6, Germany	5
Elisabeth Sievert, Maidtag. 4, Soran, N. L., Germany	5
Total	70

is property of nationals, and represents ownership of a business enterprise within the United States which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Germany) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian

to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national," "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on August 6, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8760; Filed, September 4, 1942;
10:52 a. m.]

[Vesting Order No. 96]

728 SHARES OF THE CAPITAL STOCK OF
TSUTAKAWA & Co.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

728 shares of \$100 par value common capital stock of Tsutakawa & Co., a Washington corporation, which is a business enterprise within the United States, the names and last known addresses of the owners of which, and the number of shares owned by them respectively, are as follows:

Names	Last known addresses	Number of shares
S. Tsutakawa	Kobe, Japan	718
George J. Tsutakawa	(Alien detention camp)	10
Total		728

is property of nationals, and represents control of said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national," "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 6, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8705; Filed, September 3, 1942;
11:47 a. m.]

[Vesting Order No. 98]

INTEREST OF ROHM & HAAS, A. G. IN A CERTAIN CONTRACT

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All right, title and interest of Rohm & Haas, A. G., Darmstadt, Germany, in and to that certain contract by and between said Rohm & Haas, A. G. and Rohm & Haas Company, a Delaware corporation, executed under date of November 24, 1934 by said Rohm & Haas Company, and under date of January 30, 1935 by said Rohm & Haas, A. G., and amended under date of July 5, 1939, and all income, profits, royalties and other property heretofore accrued or which may hereafter accrue to or in favor of said Rohm & Haas, A. G., by virtue of the aforesaid contract,

is property payable or held with respect to a patent or right related thereto in which an interest is held by, and such property is itself an interest held therein by, a national of a foreign country (Germany), and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 17, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8761; Filed, September 4, 1942;
10:52 a. m.]

[Vesting Order No. 100]

ALL OF THE CAPITAL STOCK OF BODEE
REALTY CORPORATION

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of Bodee Realty Corporation, a New Jersey corporation, which is a business enterprise, consisting of 100 shares of no par value common stock, the names of the owners of which, and the number of shares owned by them respectively, are as follows:

Names:	Number of shares
Willy Bolle	50
Emil Detzel	50
Total	100

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or

otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 7, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8762; Filed, September 4, 1942;
10:58 a. m.]

[Vesting Order No. 101]

ALL OF THE CAPITAL STOCK OF BOLLE AND
DETZEL, INC.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of Bolle and Detzel, Inc., a New York corporation, which is a business enterprise within the United States, consisting of 200 shares of \$100 par value common stock, the names of the owners of which, and the number of shares owned by them respectively, are as follows:

Names:	Number of shares
Willy Bolle.....	100
Emil Detzel.....	100
Total	200

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national in-

terest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on August 7, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8763; Filed, September 4, 1942;
10:52 a. m.]

[Vesting Order No. 103]

VESTING 2,690 SHARES OF THE CAPITAL
STOCK OF BANCO DI NAPOLI TRUST COM-
PANY OF CHICAGO

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

2,690 shares of the common capital stock of Banco di Napoli Trust Company of Chicago, an Illinois corporation, registered in the name of Banco di Napoli, Direzione Generale, Naples, Italy,

is property of, and represents control of a business enterprise within the United States which is, a national of a designated enemy country (Italy), and determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order of Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the in-

terest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on August 11, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8764; Filed, September 4, 1942;
10:52 a. m.]

[Vesting Order No. 104]

12,152 SHARES OF THE CAPITAL STOCK OF
CENTRAL AMERICAN PLANTATIONS COR-
PORATION

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

(a) That the property described as follows:

(i) 9,824 shares of \$100 par value common capital stock of Central American Plantations Corporation, a Delaware corporation, the names and last known addresses of the registered owners of which, and the number of shares owned by them respectively, are set forth in Exhibit A attached hereto and made a part hereof, and

(ii) all of the property hereinafter described in subparagraphs (b) and (c).

is property of nationals, and represents an interest in a business enterprise within the United States which is a national, of a designated enemy country (Germany); and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and to the extent that any or all of the holders of any or all of the shares to which reference is made in sub-paragraphs (a), (b) and (c) hereof are persons not within a designated enemy country, such holders

are persons controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Germany) or a person within such country;

(b) That the property described as follows:

2,088 additional shares of similar stock of the aforesaid Central American Plantations Corporation, the names and last known addresses of the registered owners of which, and the number of shares owned by them respectively, are set forth in Exhibit B attached hereto and made a part hereof,

is property of nationals, and represents an interest in a business enterprise within the United States which is a national, of a foreign country (Guatemala); and

(c) That the property described as follows:

240 additional shares of similar stock of the aforesaid Central American Plantations Corporation registered in the name of Geo. Ehni & Co., whose last known address was represented to the undersigned as being Pelikanstrasse 2, Zurich, Switzerland,

is property of, and represents an interest in a business enterprise within the United States which is, a national of a foreign country (Switzerland);

and having determined, and certified to the Secretary of the Treasury, that it is necessary in the national interest to vest the property hereinbefore described in sub-paragraphs (b) and (c), and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests all the property hereinbefore described in sub-paragraphs (a), (b) and (c), to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 17, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

9,824 shares of the capital stock of Central American Plantations Corporation, the names and last known addresses of the registered owners of which, and the number of shares owned by them, respectively, are as follows:

Names and last known addresses	Number of shares
"Albingia" Versicherungs, A. G., c/o Guaranty Trust Co. of New York, Custody Collection Division, 140 Broadway, New York, New York.	236
Dr. Max Andereya, Schaeferkamps, Allee 30, Hamburg, Germany.	14
Hattie Bareiss, WVE, Stuttgart, Germany.	50
Mrs. Hattie Bareiss, c/o Direktion Der Diskonto, Gesellschaft, Stuttgart, Germany.	10
C. F. Berendt, Suedseehaus, Lange Muhren 9, Hamburg, Germany.	10
E. Arturo Berndt, Frombergstrasse, Bautzen, Germany.	4
Juan Bittkau, c/o Bremen Amerika Bank, Wachstr, Bremen, Germany.	15
Essener Creditanstalt, Essen, Germany.	2
Senora Maria Josefina de Kaltwasser, Wilhelmstr 7, Muenchen, Germany.	1
Deutsche Bank, Kaiserlautern, Germany.	24
Deutsche Bank und Disconto Gesellschaft, Filiale Stuttgart, Friedrichstrasse, Stuttgart, Germany.	168
Eberhard de Voss, An Der Alster 52, IV, Hamburg, Germany.	25
Dr. Th. Engelbrecht, Obendeich Bei Glueckstadt, I Holst., Germany.	8
Dr. Paul Fechner, Hamburgerstrasse 99, Hamburg, Germany.	25
Dr. Carl Feldberg, c/o Dresdner Bank, Hamburg, Germany.	3
Eric Findel, Blankenese, Hamburg, Germany.	30
Dr. H. Gottschalk, Ness 1, Hamburg, Germany.	24
Fritz Graue, c/o Rektor Theodor Graue, Klopstockstrasse, 28, Wesermuende G., Germany.	10
Guillermo Gruetter, c/o Emil Gruetter, Burgdorf Hannover, Germany.	1
Hagen & Co., Berlin W. S. 8, Charlotten Str. 58, Germany.	14
Hermann & Hauswedell, Monkedamm 5, Hamburg 11, Germany.	138
Heinrich Hoflich, Sandthorqual 17, Hamburg 8, Germany.	20
Fritz Jungaberle, Pforzheim, Germany.	50
Adolf Junge, Kellinghusen, Germany.	12
Mrs. Marie Kort Nee Suhr, Ebsterf, Germany.	30
Dr. Walter Lessing, Ostallee 1, Oberlahnstein, Germany.	36
Ella Levy, Brahmsallee 23, Hamburg, Germany.	24
"Likomba" Kamerun Bananen Gesellschaft, A. G., Hamburg, Germany.	87
Bismarck Linie G. m. b. H., Grosse Elbstrasse 10, Altona, Germany.	61
Willy H. Loubler, Mannheim F7, 20, Germany.	3
Friedrich Wilhelm Joseph Mayerhofer, c/o Dr. F. Mayerhofer, Dammthorstrasse 27, Hamburg 36, Germany.	36

Names and last known addresses	Number of shares
H. J. Merck & Co., Hamburg, Germany.	111
Bertha Meyer, Bahrenfelder Kirchenweg 65, Altona Bahrenfeld, Germany.	120
Mrs. Anna Muller, c/o Dr. H. Gottschalk, Ness 1, Hamburg, Germany.	4
Walter Muller, c/o J. F. Muller & Sohn, A. G., Steinstrasse, 10 Hamburg, Germany.	60
Fritz Mumme, Baidamus Str. 6, Dresden A 46, Germany.	78
Munds & Fester, Trostbrugke 1, Hamburg 11, Germany.	138
W. Nordwald, Gr. Elbstrasse 10, Altona, Germany.	21
Juan Ohms, Thelott Strasse 6, Augsburg, Germany.	2
Bernard Randebeck, Naumburg A. S., Germany.	20
Prof. Dr. Tom Ringel, Agnesstrasse 33, Hamburg 39, Germany.	110
Mrs. Gertrud Schlottmann, c/o Dr. H. Gottschalk, Ness 1, Hamburg, Germany.	23
J. Schulenburg, Gr. Elbstrasse 10, Altona, Germany.	21
Dr. G. Sekler, Koenigstrasse 19 A, Stuttgart, Germany.	50
Mrs. Wally Stumpf, c/o Filiale Dresden Der Direktion Der Disconto Gesellschaft, Dresden, Germany.	5
Joseph Susskind, Groeningerstrasse 5, Hamburg, Germany.	4
Gustav Tonndorf, 14 Schlump, Hamburg, Germany.	5
Mrs. Esther von Frankenberg, c/o Dr. Hans Nolte, Boersenbruecke 2 A, Hamburg, Germany.	57
Freifrau Mechthilde von Mentzingen, Rissstissen, Wuerttemberg, Germany.	50
Frau Margarete Weygand, Generalswittwe, Wilhelmstrasse 54, Gartenhaus, Wiesbaden, Germany.	48
Ernst Wittler, c/o Landeskreditbank, Sachsen Anhalt, Eisleben Lutherstadt, Germany.	2
Frau Elisabeth Zitelmann, Geb. von Conta, Coblenzerstrasse 39, Bonn, Germany.	29
Tucker & Co., nominee for J. Henry Schroder Banking Corporation, 46 William Street, New York, New York, holding for the benefit of Schroder, Gebruder & Co., the latter's address being, Brodschangen 35, Hamburg 11, Germany.	109
Tucker & Co., nominee for J. Henry Schroder Banking Corporation, 46 William Street, New York, New York, held by The National City Bank of New York, New York, New York, for the benefit of Exportkreditbank, A. G., the latter's address being, Berlin, Germany.	276
Hurley & Co., nominee for Th National City Bank of New York, New York, New York, holding for the benefit of Vereinsbank in Hamburg, the latter's address being, Hamburg, Germany.	45
Schmidt & Co., nominee for Guaranty Trust Company, New York, New York, holding for the benefit of Bankgesellschaft Berger and Co., the latter's address being Behrenstrasse 33, Berlin W 8, Germany.	8
Schmidt & Co., nominee for Guaranty Trust Company, New York, New York, holding for the benefit of Exportkreditbank, A. G., the latter's address being, Berlin, Germany.	50

Names and last known addresses	Number of shares
E. Arthur Carter and L. D. Pickering & Co., nominees for Bank of The Manhattan Company, New York, New York, holding for the benefit of Exportkreditbank, A. G., the latter's address being, Berlin, Germany-----	370
E. Arthur Carter and L. D. Pickering & Co., nominees for Bank of The Manhattan Company, New York, New York, holding for Brinckman Wirtz & Co., the latter's address being, Hamburg, Germany-----	4,768
E. Arthur Carter and L. D. Pickering & Co., nominees for Bank of The Manhattan Company, New York, New York, holding for the benefit of Nottebohm & Co., the latter's address being, Hamburg, Germany-----	1,733
Lee & Co., nominee for Chase National Bank, New York, New York, holding for the benefit of Commerz Bank, the latter's address being, Berlin, Germany-----	4
Lee & Co., nominee for Chase National Bank, New York, New York, holding for the benefit of Exportkreditbank, A. G., the latter's address being, Berlin, Germany-----	6
Atlantic Assets Corporation, 420 Lexington Avenue, New York, New York, holding for the benefit of Prof. Hans Heinrich Schlubach, the latter's address being, Gabriel Rlesser, Strasse 7, Hamburg, Germany-----	331
Total-----	9,824

EXHIBIT B

2,088 shares of the capital stock of Central American Plantations Corporation, the names and last known addresses of the registered owners of which, and the number of shares owned by them respectively, are as follows:

Names and last known addresses	Number of shares
P. Doescher, Livingston, Guatemala-----	34
Ad. Giesemann & Co., La Reforma, Finca El Baluarte, Guatemala-----	205
J. Francisco Hastedt, Guatemala City, Guatemala-----	64
Herman Hermanos, under the terms of the will of Enrique Herman, Esmeraldo, Guatemala-----	255
Herman Hermanos, Esmeralda, Colombia, Guatemala-----	1,043
Johannsen & Co., Quezaltenango, Guatemala-----	3
M. Knoetzsch, Nottebohm Hnos., Guatemala City, Guatemala-----	2
Curt Mueller, 7 Avenida Sur Noll, Guatemala City, Guatemala-----	8
Roberto Muenchmeyer, Finca 'Dolores' Mazatenango, Guatemala-----	4
Nottebohm Hnos., Guatemala City, Guatemala-----	201
Sapper & Co., Ltda., Coban, Guatemala-----	14
D. E. Sapper, Guatemala City, Guatemala-----	6
Fr. Schleeauf, Coban, Guatemala-----	17
Kurt Wulff, 10A Calle Ote. No. 9, Guatemala City, Guatemala-----	4
E. Arthur Carter and L. D. Pickering & Co., nominees for Bank of The Manhattan Company, New York, New York, holding for the benefit of Nottebohm Hnos. the latter's address being Guatemala City, Guatemala-----	128
Total-----	2,088

[F. R. Doc. 42-8767; Filed, September 4, 1942; 10:53 a. m.]

No. 176—5

[Vesting Order No. 105]

ASSETS OF MITSUI AND COMPANY, LTD.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, Mitsui and Company, Ltd., a Japanese corporation, Tokyo, Japan, or any or all of its American branches located at: 350 Fifth Avenue, New York, New York; 465 California Street, San Francisco, California; and Exchange Building, Seattle, Washington; which corporation is a business enterprise within the United States,

is property of nationals, and represents an interest in said business enterprise which is a national, of a designated enemy country (Japan); and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Japan) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 17, 1942.

LEO. T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8706; Filed, September 3, 1942; 11:47 a. m.]

[Vesting Order No. 106]

ALL OF THE CAPITAL STOCK OF K. MIKIMOTO, INC.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of K. Mikimoto, Inc., a New York corporation, which is a business enterprise within the United States, consisting of 1,000 shares of no par value common stock, the names of the owners of which (the last known addresses of all of whom were represented to the undersigned as being in Japan) and the number of shares owned by them respectively, are as follows:

Names:	Number of shares
Kokichi Mikimoto-----	700
Kakichi Ikeda-----	80
Toranosuke Kato-----	60
Tetsuya Suzuki-----	30
Juzo Seo-----	50
Masaru Kuki-----	25
Shinkichi Nishikawa-----	25
Shintaro Wada-----	30
Total-----	1,000

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Japan) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 17, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8707; Filed, September 3, 1942;
11:47 a. m.]

[Vesting Order No. 109]

**INTEREST OF J. D. RIEDEL-E. DE HAEN, A. G.
IN A CERTAIN CONTRACT**

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All right, title and interest of J. D. Riedel-E. de Haen, A. G., Berlin, Germany, in and to that certain license agreement executed under date of December 4, 1935, and amended under date of March 6, 1941, by and between said J. D. Riedel-E. de Haen, A. G. and Riedel-de Haen, Inc., a New York corporation, and all income, profits, royalties and other property heretofore accrued or which may hereafter accrue to or in favor of said J. D. Riedel-E. de Haen, A. G. by virtue of the aforesaid license agreement,

is property payable or held with respect to a patent or right related thereto in which an interest is held by, and such property is itself an interest held therein by, a national of a foreign country (Germany), and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on August 24, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8768; Filed, September 4, 1942;
10:53 a. m.]

[Vesting Order No. 110]

**ALL OF THE CAPITAL STOCK OF RIEDEL-DE
HAEN, INC.**

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of Riedel-de Haen, Inc., a New York corporation, which is a business enterprise within the United States, consisting of 450 shares of \$100 par value common stock, the names and last known addresses of the owners of which, and the number of shares owned by them respectively, are as follows:

Names and last known addresses	Number of shares
J. D. Riedel-E. de Haen, A. G., Berlin, Germany	448
Franz E. Loes, New York, New York	1
Berthold H. Hahnbeach, Montclair, New Jersey	1
Total	450

is property of, and represents control of said business enterprise which is, a national of a designated enemy country (Germany), and determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian

a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on August 24, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8769; Filed, September 4, 1942;
10:53 a. m.]

[Vesting Order No. 111]

**INTERESTS OF PARTNERS IN PETTINGELL
MACHINE COMPANY**

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All right, title and interest as copartners in and to Pettingell Machine Company, a Massachusetts partnership, which maintains an office and does business in Amesbury, Massachusetts, and which is a business enterprise within the United States, of Henri Parkas, Frida Gluck, David Gottlieb and Jenny Guttman, and each of them, the last known address of each of whom was represented to the undersigned as being in Kassa, Hungary,

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Hungary), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Hungary) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds

thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on August 24, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8770; Filed, September 4, 1942;
10:53 a. m.]

[Vesting Order No. 113]

ALL OF THE CAPITAL STOCK OF AKAWO AND COMPANY, INC.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of Akawo and Company, Inc., a New York corporation, which is a business enterprise within the United States, consisting of 1,108 shares of \$100 par value common capital stock, the names and last known addresses of the registered owners of which and the numbers of shares owned by them respectively, are as follows:

Names	Last known addresses	Number of shares
Akawo and Company, Ltd.	Kobe, Japan.....	210
Archibald C. Wirtz, held for the benefit of the aforesaid Akawo and Company, Ltd., Kobe, Japan.	Tuckahoe, New York..	538
Thomas F. Wade, held for the benefit of the aforesaid Akawo and Company, Ltd., Kobe, Japan.	Maspeth, New York...	180
Harriet F. Bloomberg, held for the benefit of the aforesaid Akawo and Company, Ltd., Kobe, Japan.	New York, New York..	180
Total.....		1,108

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that

such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 25, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8708; Filed, September 3, 1942;
11:48 a. m.]

[Vesting Order No. 120]

50% OF THE CAPITAL STOCK OF REFRAC-TORIES IMPROVEMENT COMPANY AND CERTAIN INDEBTEDNESS OWING BY IT

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

(a) That the property described as follows:

1,750 shares of no par value common capital stock of Refractories Improvement Company, a Delaware corporation, which is a business enterprise within the United States, registered in the name of Allen P. Green, Mexico, Missouri, as voting trustee for Didier-Werke, A. G., Berlin, Germany,

is property of, and represents an interest in said business enterprise which is, a national of a designated enemy country (Germany); and

(b) That the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of Didier-Werke, A. G., Berlin, Germany, in and to all indebtedness, contingent or otherwise and whether or not matured, owing to it by the aforesaid Refractories Improvement Company, including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness.

is an interest in the aforesaid business enterprise held by a national of an enemy country, and also is property within the United States owned or controlled by a national of a designated enemy country (Germany), and determining that the property described in this subparagraph (b) is necessary for the maintenance or safeguarding of other property [namely, that hereinbefore described in subparagraph (a)] belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to Section 2 of said Executive Order; and determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on August 25, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8771; Filed, September 4, 1942;
10:54 a. m.]

[Vesting Order No. 122]

50% OF THE CAPITAL STOCK OF YOKOHAMA NURSERY COMPANY, LTD.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

125 shares of \$100 par value capital stock of Yokohama Nursery Company, Ltd., a New York corporation, which is a business enterprise within the United States, which shares are owned by S. Suzuki, whose last known address was represented to the undersigned as being in Japan,

is property of, and represents an interest in said business enterprise which is, a national of a designated enemy country (Japan), and determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 25, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8709; Filed, September 3, 1942; 11:48 a. m.]

[Vesting Order No. 123]

94% OF THE CAPITAL STOCK OF B. WESTERMANN CO., INC., AND CERTAIN INDEBTEDNESS OWING BY IT

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

(a) That the property described as follows:

940 shares of \$100 par value common capital stock of B. Westermann Co., Inc., a New York corporation, which is a business enterprise within the United States, the names and last known addresses of the owners of which, and the number of shares owned by them respectively, are as follows:

Names and last known addresses	Number of shares
August Scherl, G. m. b. H., Berlin Germany	599
Fides Treuhand, Gesellschaft, A. G. Bremen, Germany	41
Cautio Treuhand, G. m. b. H., Berlin, Germany	20
Ernest Elsele, holding for the account of the aforesaid Cautio Treuhand, G. m. b. H., 97 Fort Place, Staten Island, New York	280
Total	940

is property of nationals, and represents control of said business enterprise which is a national, of a designated enemy country (Germany); and

(b) That the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of August Scherl, G. m. b. H. and the Berlin branch of B. Westermann Co., Inc., a New York corporation, and each of them, in and to all indebtedness, contingent or otherwise and whether or not matured, owing to them or either of them by said B. Westermann Co., Inc., including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness,

is property which is in the process of administration by a person (namely, a trustee in bankruptcy) acting under judicial supervision (namely, that of the United States District Court, Southern District, New York) and which is payable or deliverable to, or claimed by, nationals of a designated enemy country (Germany); and determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with

in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8772; Filed, September 4, 1942; 10:54 a. m.]

[Vesting Order No. 124]

97.619% OF THE CAPITAL STOCK OF WILLIAMSON COTTON CO.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

1,025 shares of \$100 par value common capital stock of Williamson Cotton Co., a Texas corporation, which is a business enterprise within the United States, all of which shares are registered in the name of R. W. Williamson, whose last known address was represented to the undersigned as being in Dallas, Texas, 1,000 of which shares are held by said Williamson for the benefit of Bischoff & Co., Bremen, Germany, and/or Hans Klippenberg, who is interned at Fort Sam Houston, Texas, and 25 of which shares are held by said Williamson for the benefit of the aforesaid Klippenberg.

is property of nationals, and represents control of said business enterprise which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires

that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8773; Filed September 4, 1942;
10:54 a. m.]

[Vesting Order No. 125]

ALL OF THE CAPITAL STOCK OF AMERICAN
ASKANIA CORPORATION

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of American Askania Corporation, a Texas corporation, which is a business enterprise within the United States, consisting of 100 shares of \$100 par value common stock, the names and last known addresses of the owners of which, and the number of shares owned by them respectively, are as follows:

Names and last known addresses	Number of shares
Max Roux, Potsdam, Germany, holding for the benefit of himself and/or Askania-Werke, A. G., Berlin Germany....	97
Gerhard Stubbe, who is interned at Fort Sam Houston, Texas, holding for the benefit of the aforesaid Max Roux and/or Askania-Werke, A. G.	2

Names and last known addresses	Number of shares
Albert J. DeLange, Houston, Texas, holding for the benefit of the aforesaid Max Roux and/or Askania-Werke, A. G.	1
Total	100

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of such designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8766; Filed September 4, 1942;
10:55 a. m.]

[Vesting Order No. 126]

ASSETS OF HAMBURG AMERICAN LINE—
NORTH GERMAN LLOYD

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever owned or controlled by, payable or deliverable

to, or held (by John Schroeder, Managing Director, or his successor, Alfred Engelke, Treasurer, or his successor, and/or any and all others) on behalf of or on account of or owing to Hamburg-Amerikanische Packetschiffahrt, A. G. (Hamburg-American Line), Hamburg, Germany, and Norddeutscher Lloyd (North German Lloyd), Bremen, Germany, or either of them, or any or all of the American branches operated by such German corporations jointly under the name of Hamburg American Line—North German Lloyd.

is property of nationals, and represents an interest in a business enterprise within the United States which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country, such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Germany) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8774; Filed September 4, 1942;
10:55 a. m.]

[Vesting Order No. 127]

ASSETS OF JAPAN TEA BUYING AGENCY

Under the authority of the Trading with the enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All right, title and interest of Kenzo Ikeda, whose last known address was represented to the undersigned as being in Shizuoka, Japan, in and to Japan Tea Buying Agency, the name under which he maintains offices and does business in New York, New York, which is a business enterprise within the United States, and all property of any nature whatsoever owned or controlled by, payable or deliverable to, or held (by Title Guarantee & Trust Company, New York, New York, and/or any or all others) on behalf of or on account of or owing to, said Kenzo Ikeda or Japan Tea Buying Agency,

is property of, and represents ownership of said business enterprise which is, a national of a designated enemy country (Japan), and determining that to the extent that either or both of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Japan) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian, a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8710; Filed, September 3, 1942; 11:48 a. m.]

[Vesting Order No. 130]

28.716% OF THE CAPITAL STOCK OF RESINOUS PRODUCTS & CHEMICAL COMPANY, INC.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

5,640 shares of \$100 par value common capital stock of Resinous Products & Chemical Company, Inc., a corporation, which is a business enterprise within the United States, which shares are registered in the name of Chemie Holding, A. G., whose last known address was represented to the undersigned as being in Luxembourg and which are held for the benefit of the persons whose names and last known addresses, and the number of shares held for whom, are, respectively, as follows:

Names and last known addresses	Number of shares
Chemische Fabriken, Dr. Kurt Albert, G. m. b. H., Wiesbaden-Biebrich, Germany	4,933 1/3
Dr. August Amann, Wiesbaden, Germany	400
Dr. Ewald Fonrobert, Wiesbaden, Germany	306 2/3
Total	5,640

is property of nationals, and represents an interest in said business enterprise which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8775; Filed, September 4, 1942; 10:55 a. m.]

[Vesting Order No. 131]

37.602% OF THE CAPITAL STOCK OF ROHM & HAAS COMPANY

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

18,801 shares of \$100 par value common capital stock of Rohm & Haas Company, a Delaware corporation, which is a business enterprise within the United States, which shares are registered in the name of Otto Haas, Villanova, Pennsylvania, as trustee for Dr. Otto Rohm and the latter's children,

is property of nationals, and represents an interest in said business enterprise which is a national, of a designated enemy country (Germany), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise

within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8776; Filed, September 4, 1942;
10:55 a. m.]

[Vesting Order No. 133]

ASSETS OF MITSUBISHI SHOJI KAISHA, LTD.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, Mitsubishi Shoji Kaisha, Ltd., a Japanese corporation, Tokyo, Japan, or any or all of its three American branches located at: 120 Broadway, New York, New York; 417 Montgomery Street, San Francisco, California; and 1703 Exchange Building, Seattle, Washington; which corporation is a business enterprise within the United States.

is property of nationals, and represents an interest in said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Japan) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of such designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained

shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The term "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8711; Filed, September 3, 1942;
11:49 a. m.]

[Vesting Order No. 134]

ASSETS OF YAMACHO & COMPANY, LTD.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to, Yamacho & Company, Ltd., a Japanese corporation, Kobe, Japan, or its American branch located at Seattle, Washington, which corporation is a business enterprise within the United States,

is property of nationals, and represents an interest in said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Japan) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as

may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8712; Filed, September 3, 1942;
11:49 a. m.]

[Vesting Order No. 135]

ASSETS OF YAMASHITA LINES (YAMASHITA KISEN KABUSHIKI KAISHA)

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, Yamashita Lines (Yamashita Kisen Kabushiki Kaisha), a Japanese corporation, Kobe, Japan, or its American branch located at New York, New York, which corporation is a business enterprise within the United States,

is property of nationals, and represents an interest in said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country such persons are controlled by or acting for or on behalf of or as cloaks for a designated enemy country (Japan) or a person within such country, and the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian

todian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8713; Filed, September 3, 1942;
11:49 a. m.]

[Vesting Order No. 136]

ALL OF THE CAPITAL STOCK OF YAMASHITA SHIPPING COMPANY, AND CERTAIN INDEBTEDNESS OWING BY IT

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

(a) That the property described as follows:

All of the capital stock of Yamashita Shipping Company, an Oregon corporation, which is a business enterprise within the United States, consisting of 1,000 shares of \$50 par value common stock, the names and last known addresses of the owners of which and the number of shares owned by them respectively, are as follows:

Names	Last known addresses	Number of shares
Kawasaki Kisen Kaisha, Ltd.	Kobe, Japan.....	490
Yamashita Kisen Kaisha, Ltd.	Kobe, Japan.....	474
K. Yamashita	Tokyo, Japan.....	5
J. Nishimura	Japan (by repatriation).....	25
George D. LaRoche	Portland, Oregon.....	5
W. T. Morgan	Portland, Oregon.....	1
Total.....		1,000

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Japan); and

(b) That the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of Kawasaki Kisen Kaisha, a Japanese corporation, Kobe, Japan, and Yamashita Kisen Kaisha, Ltd., a Japanese corporation, Kobe, Japan, and each of them, in and to all indebtedness, contingent or otherwise and whether or not matured, owing to them or either of them by said Yamashita Shipping Company, including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness,

is an interest in the aforesaid business enterprise held by a national of an enemy country, and also is property within the

United States owned or controlled by nationals of a designated enemy country (Japan), and determining that the property described in this subparagraph (b) is necessary for the maintenance or safeguarding of other property (namely, that hereinbefore described in subparagraph (a)) belonging to the same nationals of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive Order;

and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8714; Filed, September 3, 1942;
11:49 a. m.]

[Vesting Order No. 138]

ALL OF THE CAPITAL STOCK OF CARL ZEISS, INC., AND CERTAIN INDEBTEDNESS OWING BY IT

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigating, finding:

(a) That the property described as follows:

All of the capital stock of Carl Zeiss, Inc., a New York corporation, which is a business enterprise within the United States, consisting of 1,000 shares of common stock, the names and last known addresses of the registered owners of which, the number of shares owned by them, and the numbers of the certificates representing which shares, are, respectively, as follows:

Names and last known addresses	Number of shares	Certificate numbers
Carl Zeiss, Jena, Germany.....	997	1
Karl A. Bauer, New York, New York, holding for the benefit of Carl Zeiss, Jena, Germany.....	1	2
Paul Henrichs, Jena, Germany.....	1	4
A. Longworth Love, Jr., New York, New York, holding for the benefit of Carl Zeiss, Jena, Germany.....	1	5
Total.....	1,000	

is property of nationals, and represents ownership of said business which is a national, of a designated enemy country (Germany); and

(b) That the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of Carl Zeiss, Jena, Germany, and Zeiss Ikon, Dresden, Germany, and each of them, in and to all indebtedness, contingent or otherwise and whether or not matured, owing to them or either of them by said Carl Zeiss, Inc., including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness,

is property within the United States owned or controlled by nationals of a designated enemy country (Germany); and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of such designated enemy country, and having made all determinations, and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date

hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on August 28, 1942.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-8765; Filed, September 4, 1942;
10:55 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-595]

STANLEY CLARKE, TRUSTEE OF ASSOCIATED
GAS AND ELECTRIC COMPANY

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its
No. 176—6

office in the City of Philadelphia, Pa., on the 1st day of September, A. D. 1942.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935, by Stanley Clarke, Trustee of Associated Gas and Electric Company; and

Notice is further given that any interested person may, not later than September 9, 1942, at 5:30 p. m., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration or application, as filed or as amended, may become effective or may be granted, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such requests should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pa.

All interested persons are referred to said declaration or application, which is on file in the office of said Commission, for a statement of the transactions therein proposed, which are summarized below:

The Trustee has presently outstanding Trustee's Certificates in the principal amount of \$125,000, which mature on September 13, 1942. On or before the maturity date, \$50,000 principal amount of the certificates will be retired. In order to avoid a default in the payment of the balance of the principal amount of the certificates, the Trustee proposes to enter into an agreement with the holders of the certificates extending the maturity dates of \$75,000 principal amount of the certificates to September 13, 1943.

The Trustee has requested the Commission to issue its order permitting the declaration to become effective, or granting the application, not later than September 11, 1942.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
- Secretary.

[F. R. Doc. 42-8741; Filed, September 3, 1942;
3:15 p. m.]

